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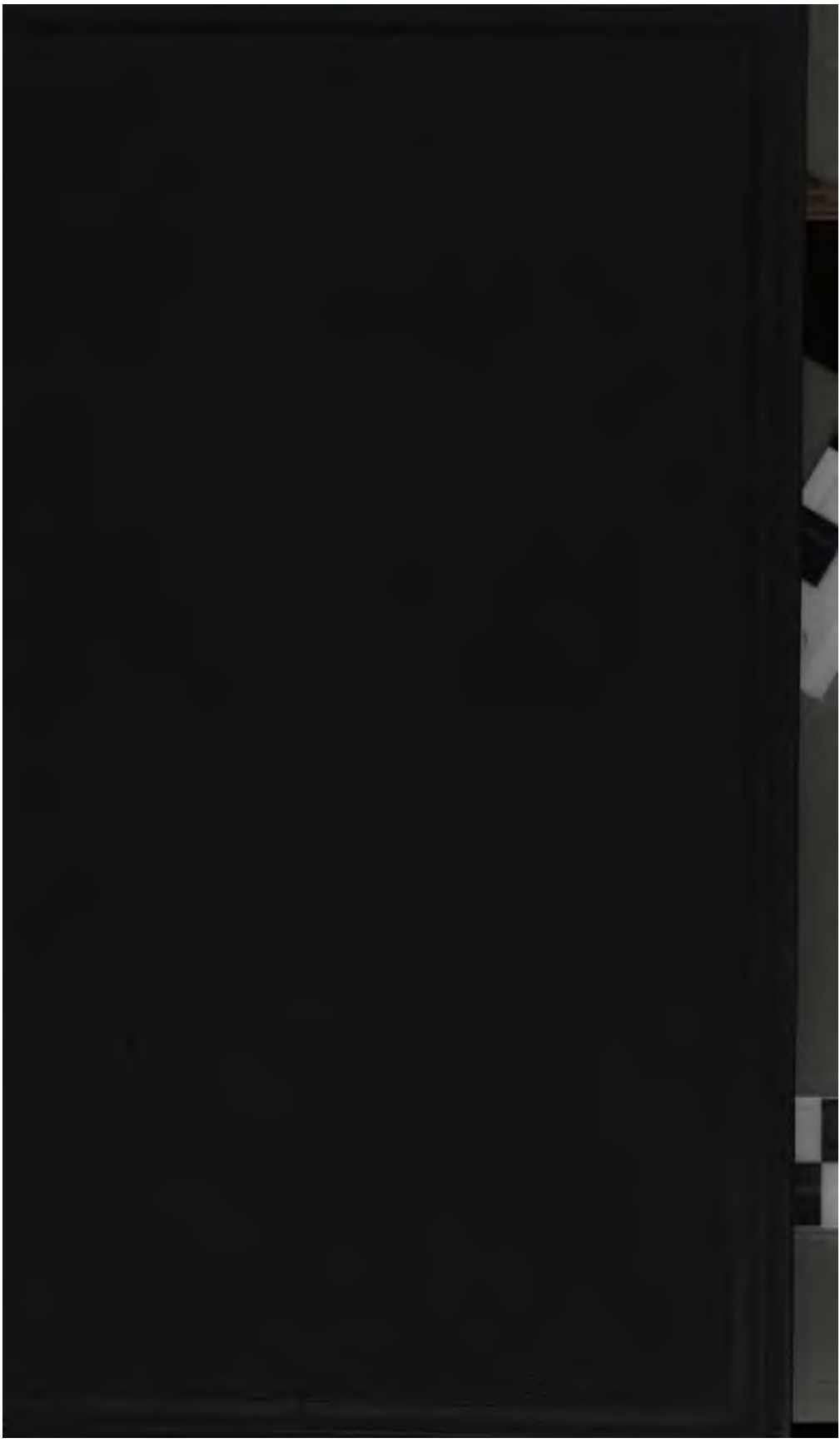

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MEMORIALS

OF

BEVERLEY MINSTER:

THE CHAPTER ACT BOOK

OF THE

COLLEGIATE CHURCH OF S. JOHN OF BEVERLEY

A.D. 1286—1347

WITH ILLUSTRATIVE DOCUMENTS

AND

INTRODUCTION

BY

ARTHUR FRANCIS LEACH, M.A., F.S.A.

FORMERLY FELLOW OF ALL SOUL'S COLLEGE, OXFORD

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1898

At a Meeting of the Council of THE SURTEES SOCIETY held in Durham Castle on December 5th, 1893, the Rev. William Greenwell in the Chair, it was

RESOLVED, That the Chapter Act Book of Beverley Minster should be edited for the Society by Mr. Arthur F. Leach.

JAMES RAINE,
Secretary.

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BEVERLEY CHAPTER ACT BOOK.

The Minster.

There is no more beautiful building in England than Beverley Minster. For situation indeed it cannot compare with Lincoln Minster on its hill towering up through the smoke and above the stir of the narrow and crowded streets of the modern-ancient city that seems to crouch at its feet. Nor can it vie, either in architectural effect or natural surroundings, with the massive immensity of Durham "Abbey," a church so huge as to dwarf the giant castle placed by its side on the top of its craggy peninsula, ringed round by the rushing splendour of the Wear. Beverley is a city of the plain. Its river, the Beverley Beck, is now a mere muddy creek from the inland tidal inlet of the water of Hull. Even among buildings of the plain it has not the aspiring audacity of Salisbury nor the majestic magnificence of York, while inside it cannot rival (what can?) the height and splendour and beauty of the great chapel of the kings and people of England, Westminster Abbey. Yet seen far away across the flat plain of the East Riding it dominates the landscape with an impressiveness of grandeur that the mother-church of York cannot surpass. From a nearer view Beverley Minster may well claim to be the lovelier daughter of a lovely mother. Its proportions are perfect and its details exquisite.

Never shall I forget the first sight of it. It was a damp, dismal November evening, and a dirty-white fog struck chill to the bones as one got out of the train. While waiting for dinner, seeing a great church opposite my hostelry, the "Beverley Arms," I went out and walked about it, as far as the houses up against it would allow, and returned to the hotel with an increased despondency. Was this large, indeed, but still merely parochial church, with two of the

pepper-pot turrets which disfigure so many buildings in Cambridge, the far-famed Beverley Minster? But after dinner the weather cleared. The drizzle ceased, the fog rolled away, the moon came out. I strolled along through the markets and streets with their quaint old-fashioned names: Sow Hill, the Saturday Market, Corn Hill, Toll-Gavel, Butcher Row, Wednesday Market. Suddenly, at the end of High Gate, appeared in front the beautiful north porch of a great church, while above it rose the splendid clerestory of a stately nave. Coming to the end of the street, the whole length of the lovely minster was spread out before one, with its two transepts and its stately western towers revealed and yet concealed in the soft moonlight. Sir Walter Scott warns us to visit Melrose Abbey by moonlight; but what, even by moonlight, is that mangled fragment of a second-rate church, with its mean surroundings, compared with the vision of Beverley Minster in its entire and perfect beauty? And Beverley Minster only reveals its perfections the more amply in the full light of day.

It is not only fair to outward view. It is part of its pre-eminence that inside it is as beautiful as outside. There can be few who, after having stood enthralled by the glorious majesty of York Minster seen from the south-west, have not felt a sense of disenchantment inside, a feeling of flatness in the nave, of coldness in the choir. Beverley, like the king's daughter, is all glorious within.

The nave of York and the nave of Beverley are nearly of the same date, but there is an air of distinction, of elevation, of artistic finish about the smaller church which is somehow lacking in the larger. The choir of Beverley, with (like York and Lincoln) its second transept, strikes one as the very expression of serene chastity and spirituality in architecture. What the effigy of Queen Eleanor among the tombs of the kings in Westminster Abbey is to mediæval statuary, that the choir of Beverley is to mediæval architecture. It is a perfect work of the best period.

Architecture of the Minster.

Beverley was a præ-Conquest church; but there is no trace either of "Old English" or of Norman work in it visible to the ordinary observer. Only high up in the nave walls, at the back of the triforium, are to be found early twelfth-century Norman arches, not *in situ*, but re-used as building materials by the builders of the present church.* Some lesser traces have been found in the south choir aisle.

The present church is a building in general effect of one style, though, in fact of two, and outside of three, periods. The whole of the eastern part, down to and including the first bay of the nave westward of the central tower, is of the second quarter of the thirteenth century—from about 1225 to 1250. The two eastern transepts, the choir, and the two great transepts are alike of this date, in one uniform, simple, serene, and even severe, but singularly lovely, style—the perfected Gothic—called Early English, First Pointed, early thirteenth century, or whatever name you choose to give it.

The nave, down to the extreme western bay, is of the "Decorated" period, beginning in 1308 and extending down to 1347, and perhaps beyond, but that is as far as the records here printed take us.

A period of more than half a century separates the beginning of the new work from the end of the old, and the one is so different from the other that it is possible to mark within a space of six inches the ending of the one and the beginning of the other. Yet the later builders have been so careful to assimilate their style to that of the earlier that it requires close observation to detect that there has been a change of style at all. Hence in no small degree the peculiar charm of Beverley Minster "being," as Leland says, "of a fair uniform making"—a feature in which it is rivalled by Salisbury alone of all our great churches. The nave of Westminster Abbey has in like manner been assimilated to the choir, but it is doubtful whether the continuity is better preserved at Beverley or at Westminster. The details are of course

* *Norman Work in the Nave Triforium of Beverley Minster* by John Bilson (*The Antiquary*, xxvii., 18 January, 1893).

changed. The fourteenth century architect did not copy the thirteenth century architect, though he modelled himself on him, even to the extent of preserving the dog-tooth moulding in the triforium right up to the west end. Though the general effect is preserved, the arches and window-openings are enlarged to meet the more generous lighting of the later period. The capitals of the columns, instead of being plain, are richly carved; and throughout a greater lavishness of ornament and elaboration of design characterized the richer and more developed age. To discuss which is the most beautiful were idle.

Pulchrior hac illa est, hæc est quoque pulchrior illa;
Et magis hæc nobis, et magis illa placet.

Nor is it of much avail to discuss how the effect of beauty is produced. Certainly one of the most striking features of the interior of Beverley is the impression it produces of great height combined with supreme gracefulness.

It would not help us to the appreciation of the beauty of a woman if a man were to say that his mistress's eyebrows were of so many inches and her nose of so many more, so, perhaps, it does not help us much to be told the exact length, breadth, and height of Beverley. However, these are the dimensions ascertained by recent measurements by Mr. John Bilson, who has acted as architect to the Minster. The interior is 331 feet 9 inches long from wall-face to wall-face. The internal width of choir and aisles is 63 feet 11 inches, that of the nave and aisles being 1 ft. 2 inches less. The internal width of the choir alone is 26 feet 10 inches. The great transept is 167 feet 7 inches long; the smaller, eastern transept, 102 feet. The height from floor to vault is about 65 feet. The dimensions of the mother-church of York are—length, 486 feet; width (west end of nave), 106 feet; transept, 222 feet; height to crown of vault, 92 feet 6 inches. The daughter would stand inside the mother. Yet the impression of height and size produced at Beverley is as great as at York.

Beverley Church was completed in the fifteenth century by the addition of a "Perpendicular" west front, flanked by two magnificent towers.

Inside, the Perpendicular bay is hardly noticeable except for the fine Perpendicular west window; outside, the west front with its towers is one of the finest features of the church. It is enough to say of it that it is of the same style, and, though considerably smaller, is not less fine in its effect than the west front of York.

Whether the far-famed Percy Tomb, commonly called Shrine—beautiful though it be—is an addition to the beauty of Beverley Minster is perhaps doubtful. Its lines are not simple enough for the surroundings. The style savours of a period of decadence. The ornament, though exquisite in detail, is rather too elaborate. It is a matter of taste. To mine the overhanging ogee of the inner arch is not pleasing. There is a tone of abandonment about it, which contrasts rather unfavourably with the self-restrained simplicity of the building itself.

In the north aisle of the choir, the beautiful series of steps now leading nowhere, provoke a keen feeling of regret at the loss of an octagonal chapter-house* to which they led; a building of almost exactly the same size and in beauty we may be sure a rival to (it could not have surpassed) that perfect gem of Gothic architecture the sixty years later chapter-house of the sister collegiate church of Southwell Minster.

The Founder of the Minster.

The Claim of Lucius, King of Britain.

The origin of the Minster and of the town of Beverley is involved in the darkness of nearly all English origins, especially in the north, owing to the Danish and Norman conquests.

Dr. Nolloth, the Vicar of Beverley Minster, has lately placed

* The existence of this building, which had been somewhat irrationally doubted, was first proved documentally by Mr. W. Page in a Chantry Certificate published by him in *Yorkshire Chantry Surveys*, ii. 553. *Surtees Society*, No. 92, 1895; and architecturally by Mr. John Bilson, F.R.I.B.A., F.S.A., in *Archæologia*, liv. 425-32, 1895.

a statue in one of the empty niches on the west front, dubbed King Lucius, with a model of the Minster in his hand as if he had been its founder. Even the myths which created Lucius never connected his name with Beverley. Lucius is derived from Bede (I. iv.), who derived him from the *Liber Pontificalis* (Plummer's *Bede*, ii. p. 14). Bede's simple statement is that in the time of Marcus [Aurelius] Antoninus Verus and his brother Aurelius Commodus, "the holy man Eluther presided over the bishopric of the Church of Rome. To him Lucius, King of the Britains, sent a letter asking him that at his command he might be made a Christian, and soon obtained the fulfiment of his pious request, and the Britains to the time of the Emperor Diocletian preserved in peace the faith which they had assumed, inviolate and entire." Mr. Plummer says that "It" (this story) "may safely be considered as fabulous." The Anglo-Saxon Chronicle, indeed, gravely endorses the story. "Anno 167, Eleutherius at Rome began his bishopric, and held it worshipfully 15 winters. To him Lucius, King of the Britains, sent letters praying that he might be made a Christian; and he accomplished what he asked." But the Saxon chronicle here, as throughout the early period, is only a digest of Bede. The Peterborough edition of the Chronicle and the Northern edition (*Cott. Tiber.*, B. iv.) vary the account by calling Lucius King of the British-Welsh (*Brytwalana*), a variation which certainly does not bring him nearer to Beverley. William of Malmesbury, in the 12th century, claims Lucius as the founder of Glastonbury; and Rudborne, in the 14th, claims him as the founder of Winchester. But no one claims him as founder of Beverley. The nearest approach to such a claim is the preface to the "Provost's Book," now in Beverley Minster, through the generosity of Mrs. Crust. Its author, Simon Russell, the Provost's official, writing in 1416, speaks of "the Collegiate Church of Blessed John of Beverley, anciently founded in the time of Lucius, most illustrious King of Britain, and the first Christian king of the same." But though Simon Russell thus asserts that Beverley Minster was founded in the time of Lucius, even he does not go the length of asserting or even suggesting that it was founded by Lucius. Dr. Nolloth asks whether we are to banish

all unhistoric heroes and legendary saints, *e.g.*, S. Nicholas and his tub, and says "even if Lucius is a myth, his appearance embodies a fact; that the foundation of the church goes back beyond the period which in these parts can be called historic, into the realm of legend." But no legend has made Lucius founder of Beverley. It seems a pity to start one now. As Wharton (*Anglia Sacra*, i. 180, quoted by Plummer; *Bede*, ii. p. 14) says of the Lucius tale, "Fables however splendid are not of such value that we should spend ourselves in the Cimmerian darkness for their sake." Lucius is not a splendid fable. The west front of Beverley Minster is not embellished by the embodiment in stone of a story which has neither antiquity nor picturesqueness to recommend it.

The Claim of S. John of Beverley, Archbishop of York.

The next imputed origin of Beverley is that it was due to the foundation of a monastery there by S. John of Beverley, Archbishop of York, in which he died in 721. Bede, however, to whom this origin is attributed, never mentions Beverley at all.

In the *Ecclesiastical History of the English Race* (v. c 2-6) he gives a long account of a certain Bishop, "John, a holy man, who in the beginning of the reign," of Aldfrid, King of the Northumbrians, "on the death of Eata, undertook the prelacy of the church of Hexham," and (c. 3) "on the return of the very reverend Wilfrid, from his long exile, to the bishopric of Hexham, was made Bishop of York on the death of Bosa." "He remained bishop thirty-three years (c. 6), and so ascending to the heavenly kingdoms, was buried in S. Peter's porch in his monastery, which is called in the wood of the Deiri (In Sylva Derorum) A.D. 721. For when he was less capable through old age of administering the bishopric, Wilfrid, his priest, being ordained to the bishopric of the church of York, he retired to the aforesaid monastery, and there fulfilled his life in God in worthy fashion."

Bede proceeds, "of him several miracles (virtutum miracula) are told by those who knew him intimately, and especially by the very reverend and trustworthy Berchun, formerly his deacon, but now abbot of the Minster, which is called Inderawuda, *i.e.*, In Silva Derorum." It is clear from this that if Inderwood—for such would appear to be the modern English of Bede's word—is Beverley, it was not known by that name in Bede's time. The earliest identification of Inderawuda with Beverley appears to be a passage in the northern edition of the Anglo-Saxon Chronicle, which was written not before 1070, when it suddenly breaks off, having evidently been written in only two hands, and those contemporary; as the change of hands in 1016 occurs at the top of a page and in the middle of a word. "A.D. 721. This year Daniel [Bishop of Winchester] went to Rome; and this same year Ine slew Cynewulf the Ætheling." So far the older versions of the Chronicle. Then *Cott. Tib.* B. iv. goes on: "And this year died the holy Bishop John. He was bishop thirty-three years, eight months, thirteen days. His body rests in Beverley (Beoforlic)." The passage is only evidence that in 1070 the cult of S. John at Beverley had already become famous. But this was long after the foundation of the Minster, and after Folcard's life of S. John.

It is commonly argued that Inderawuda is Beverley, because among the miracles of "the Blessed John" given by Bede, one of Quenburg, a nun of "Wetadun" with an arm swollen after being bled, is located at Watton; that of the wife of Alderman Puch, cured by holy water, is placed at South or Bishop Burton; and that of Alderman Addi's son, cured, when he had been given up by the doctors, by a cup of wine—very much as the Prince of Wales in more recent times was by a glass of beer—was said to have happened at North, now called Cherry, Burton. But as except Wetadun, which is more like Weighton than Watton, no names of places are mentioned in Bede, these identifications are as much guess work as that of Beverley itself. They all depend on Folcard, a foreign monk of S. Bertin in Flanders, who after the Conquest was made abbot at Thorney, and wrote a life of the Blessed John purporting to have been composed at the request of Aldred, the last "old English" Archbishop

of York, who died in 1069. This life is printed from a twelfth century MS. in the British Museum (MS. *Cott. Faust* B. iv.) by the late James Raine, canon and chancellor of York Minster, in his *Historians of the Church of York* (i. 261, Rolls series, No. 72, 1879.)

Folcard, as Mr. Plummer points out, heightens and makes more miraculous the stories told more simply in Bede. He adds nothing but two exceedingly pointless miracles; one evidently an adaptation of the Gospel miracle at the marriage in Cana of Galilee; and another in which a glass flagon of wine reserved for the especial delectation of the archbishop was knocked down by the butler and broken into two halves without a drop being spilt The story ends: "They take it up therefore in another vessel, giving thanks to God, who works such things in S. John, the chosen vessel of his indwelling."

In the "Life" Folcard quietly substitutes Beverley for Inderawuda, without mentioning the latter or giving any explanation; and in the same way fills in the Burtons for the places of the other miracles. It is rather against than in favour of the identification that the manors of Burton belonged, one of them to the archbishop, the other to the chapter of Beverley. Folcard himself throws doubt on the identification of Beverley with Inderawood by calmly altering Bede's account of the burial of his hero "in the portico of S. Peter" into "the portico of S. John the Evangelist."

Nor does the fact that the bodies both of the Blessed John and his erst deacon, Abbot Bercthun, were both supposed to be at Beverley add anything to the value of the identification. The traffic in the bodies of saints, the "invention" (in a double sense) and translation of relics, was far too much of a trade to afford any presumption of authenticity, unless supported by the most convincing contemporary authority. One has only to refer to the delightful disputes as to whether the whole or how much of the Blessed Wilfrid remained at Ripon, or was to be found at Canterbury or at Worcester, to be put on one's guard against attributing much, if any, authority to the alleged place of deposit of the Blessed John. It is extremely doubtful whether any of the

relics of Wilfrid possessed any authenticity, seeing they are only alleged to have been discovered some two centuries after his burial. The entry in the Saxon Chronicle as to the burial-place of John is more than three centuries after the event.

It will of course be urged that there is "tradition" in its favour. But what is tradition in such matters, as Dr. Arnold said of similar identifications at Rome, but the assertion of "some assertive antiquarian?"

Simon Russell asserts that after John of Beverley's foundation the house was "again destroyed by the Pagans Hubba and Ingwar, Danes, sons of Sweyn, king of the Danes," and then refounded and increased by Athelstan, king of England. But Simon has rather mixed his dates in this assertion, which is no doubt intended to get over the difficulty of the assumed change of name from Inderawood to Beverley. For Hubba and Ingwar are credited by the Saxon Chronicle not with any destruction in the North, but with the harrying of East Anglia and the death of Edmund, king and martyr, in the year 870; while the ravaging of the North under some unnamed sons of Sweyn, king of Denmark, was post-Conquest, and directed not against the English but in concert with the English against the "French," as the Chronicle calls the mixed multitude that followed William from Normandy.

This is an extraordinary muddle, because the miracle-mongers of Beverley made this rising the occasion of an elaborate tale of how Beverley was not destroyed, but saved by the special intervention of the Blessed John.

It was in the year 1068, according to the Chronicle, that under Edgar the Atheling and Waltheof (*i.e.* Wallthief) the English rose and took York and slew many hundred Frenchmen. This incident, preceded as it had been by a similar taking of Durham and the annihilation of Count Robert and 900 Frenchmen the year before, led to that harrying of the North by William which has left its mark in such lurid colours on the historians and on Domesday Book. But their evidence is that Beverley itself suffered not at all, whether through the intervention of the Blessed John, as the twelfth-century collector of his miracles tells us, or for the more mundane reason suggested by the Chronicle, that the fleet,

i.e. "the Anglo-Danish fleet, lay all the winter in the Humber," and the Hull water was a part of the Humber, "where the king might not come to them."

Simon Russell's tale proves too much. If Beverley was so utterly destroyed by the Danes, how comes it that its name is simply English? In vain I tried to get Professor Skeat to make it Danish or Norse, so as to save the credit of the historians. He refuses, and says it is as English as can be—"the Beaver meadow." We cannot say that the English name gave place to a Danish one entirely different, as is asserted in the case of the Streoneshalh of Abbess Hilda, and Whitby. Again, the name Beverley and the name Inderawood seem singularly contradictory of each other, to be applied to the same place. The Beavers' meadow implies what Beverley is, a low-lying place by open water meadows. Inderawuda, whether you modernise it as "in the forest" or as "in the Wolds," would be singularly inappropriate for a place which probably owes its early importance to the fact that it was not in the forest, but was a spot where the woods and hills of the wolds came to an end and left a flat and open plain by the side of the Hull river, fit for a port and market. I am not concerned or bound to show where Inderwood was, if it was not Beverley. It may have been anywhere on the Wolds and have perished altogether. The burden of proof is on those who assert the identity of two places of wholly different names.

Moreover, it is a strange thing and a strong point, that though the mediæval writers of the lives of saints assert the identity of place between Inderawuda and Beverley, none of them ever assert any identity, or continuity, between the monastery in which John of Beverley died and the Minster which we find in historical times.

So if any one is gratified by the identification of the place where Archbishop John died and was buried with Beverley, let them enjoy the gratification, so long as they do not assert that there is any authority for it but tradition, without any evidence to support it; or, in other words, a guess.

The Claim of King Athelstan.

In legal documents of the era of records the founder claimed for the Minster is never S. John of Beverley but always Athelstan, "the first monarch of the English" as he was called—the first king of all England.

In 1290 Archbishop John the Roman, in a solemn ordinance (p. 190) as to the residence to be enforced on canons and others, not only speaks of "Athelstan, once the illustrious king of England, the founder of the church of S. John of Beverley," but of "his constitution or first ordinance" as if it were a still existing thing. The daily Chapter Mass too (1309, 29 July, p. 241) was celebrated "for the soul of King Athelstan and all benefactors of the church." Athelstan's obit was apparently the great day of the church in early times, as the oath administered to those who took sanctuary in the Minster concluded "Also ye shall be ready at the Obit of King Athelstan at the Dirge and the Mass at such time as it is done, at the warning of the Belman of the town, and do your duty in ringing, and for to offer at the Mass on the morn. So help you God and these holy evangelists." The privilege of sanctuary is definitely imputed by Archbishop William of Melton to Athelstan in a document, printed by Canon Raine,* 11 Jan. 1332, in which he asserts the rights of sanctuarymen against the Provost and the Chapter themselves.

The earliest extant account of the foundation of Beverley Minster by Athelstan appears to be that given in a collection of miracles of S. John of Beverley, appended to the Life by Folcard, already quoted. The MS., among the Cottonian MSS. at the British Museum, from which Canon Raine has printed it, came from the Abbey of Holm Cultram in Cumberland, and the writing is not later than 1160. One must allow some time for the MS. to get there, so that it must have been originally composed in the first half of the twelfth century.

The edition of these miracles given in the *Acta Sanctorum*,

* *Letters from Northern Registers.* Rolls Series, 1873, No. 71, p. 362.

ii. 166-194, printed from some English MS. now unknown, attributes this collection to one William Ketell. This seems to be on the strength of another collection* of Miracles of S. John, in which the writer refers to a former collection as written by William Ketell, "after the coming of the Normans to England." The *Acta Sanctorum* edition contains a preface which is certainly corrupt, as printed, but may be corrected to read thus:† "To his lords and friends in Christ Jesus, Provost Ethal. and Master Thur. William the least of the clerks of S. John, greeting." Ethal. and Thur. are supposed to mean Etheldred (but who was he?) and Thurstan. Thurstan was Provost of Beverley, who could not, as has been sometimes supposed, have been Archbishop Thurstan of York, but another, for he is said by John of Hexham to have died in 1153-4, while Archbishop Thurstan died in 1140. If so, this would appear to fix the date, assuming that the word Provost in this very obscure passage can be attached to Thurstan. But it would appear rather that "Ethal." was provost.

Canon Raine infers from a passage in the account given of the salvation of Beverley from the "French fury" of William the Conqueror, that he wrote after Alured of Beverley. But it would rather appear that Ketell was the original from which Alured copied; unless they both copied from a common original, as Alured was the least original of all the writers of that age. His history, indeed, professed to be nothing more than an epitome of the recent work of Geoffrey of Monmouth. It appeared about 1150. The later collector of S. John's miracles mentions Alured, "of good remembrance, Sacrist of the church," as having, as an old man, taken part in one of the miracles, while he refers to Ketell as belonging to an altogether earlier day, and having handed down what he could collect soon after the Conquest for the benefit of future

* This later collection is only known to us from the printed *Acta Sanctorum*, "after an English MS. sent to the learned editors, Henschen and Papebroch, by Leander Prichart, a Benedictine monk," and that, as Canon Raine has shown, bears evident marks of having been tampered with by interpolations.

† The Latin is "Dominis amicis suis Christo Præpositi et Magistro Jesu, Ethal. et Thur. Willelmus Beati Johannis clericorum minimus Salutem." This will not construe as it stands.

generations. He then goes on to say that though he has heard of innumerable miracles he can find none recorded in writing except those related by Ketell. So he himself proceeds to write down what he has himself known or seen or heard from trustworthy sources. He speaks of one man who came to Beverley in the train of Archbishop Gerard (1100 to 1108), and being deaf and dumb from birth was cured by the merits of S. John of Beverley, and afterwards lived as a baker there to the last days of Archbishop Thurstan, who died in 1140. He says that when he was a school-boy he had often seen this baker, and knew him and heard him talking English and French like any other man. The story could not therefore well have been written much later than 1180, a date which tends to throw Ketell back to 1100.

As Ketell's account of Athelstan's visit to Beverley has not appeared in English before, I give it at length.

"How King Athelstan by the merits and help of St. John drove the King of Scotland to submission.

"In the reign of the most Christian king Athelstan, son of Edward the Elder, the remnant of the Danes, after their wont, lift their wicked head against him, but are trampled under his feet and broken to powder. The Northumbrians and Scots rebelled against him, and broke the treaty they had made with him. The king, having assembled a very large army, marches to attack the perjured foe by land and sea. When he had come to the diocese of Lindsey (Lincolnshire) he met no small concourse of poor and mean people. Asking whence they came, they answered, from Beverley, whither they had gone to visit the relics of the Blessed John, in hopes of health. The king asked if they had obtained any result of their devotion. Then one of them said, 'I, born blind, got light at the body of that most holy man;' and another, 'I, lame from my mother's womb, by the prayers of S. John go whole, as you see.' Hearing this and other like stories the most Christian king said, 'Great is that John, and I believe it would be useful in this great business to get the favour of such a man and ask his help.

Since, then, it is not right to leave such a patron of my kingdom unvisited, let the army pass on the king's highway. I, with a few companions, will make it my business to approach the tomb of him of whom I hear such things to seek his mercy.' Coming then to the saint's tomb, the illustrious king, keeping vigil after the custom of the country, pouring out hearty prayers, and drenching the pavement with his tears, drew his dagger from the sheath and placed it on the holy altar, saying, 'Behold, most beloved John, the pledge of my vow, that if with thy help I subdue the enemy and return in prosperity I will redeem this at a good price, and while I live be a grateful and devoted worshipper.' Thence the king returns to his army and soon invades the enemy's country in force. Now the time of battle had come. On the night before, the king in his sleep sees John standing by him, and exhorting him to attack the enemy fearlessly, saying, 'Gratefully accepting the devotion which thou showedst at my tomb, I have prayed for thee to my God and he has heard my voice. Observe, therefore, and listen to my voice, that thou mayst walk in the ways of thy fathers, and I will be an enemy to thy enemies, and those who afflict thee I will afflict, and the grace of God shall keep thee.' So speaking he disappeared. And at dawn the king rushed on the enemy, and, gaining the victory, compelled the king of Scotland to sue for peace. And after he had for no small time advanced into the interior of the country he took the king's son as a hostage and returned to York. Thence going to Beverley he redeemed his dagger by the gift of many properties and of most extensive liberties."

This is a very nice story, if somewhat vague. Unfortunately a rather earlier historian at Durham, Symeon of Durham, or someone to whose work Symeon's name is attached, had already given an account of this Scotch expedition of Athelstan's, making no mention of the King's excursion to Beverley, and claiming the victory for the special intercession of S. Cuthbert, whose assistance had also been hired on the security of the deposit of a dagger. But the Durham goes farther than the Beverley historian, as he gives an extensive list of the books, copes, vestments, candlesticks, and other things which King Athelstan had

given to Durham. (*Symeon of Durham*, Rolls series, i. 75, 128.) On the other hand, the historian of S. Peter's, afterwards S. Leonard's, Hospital at York, known to us from a chartulary of the date of Henry V., backed up the Beverley version, only adding that another dagger was deposited as a retainer to S. Peter of York, and was redeemed by the gift to the hospital of what was known as "Peter corn," being a "thrave" of corn from every plough-land in the diocese of York, an endowment of the same kind as the "S. John's thraves" of Beverley, of which the text of this volume is full. The earliest mention of this endowment of St. Leonard's is in the finding of a jury, in 1246, on an issue as to the right of patronage of the mastership between the king and the chapter (*Hist. Ch. Y.* iii. 162). The jury found only that "a certain king, before the Conquest, in the time of the Englishry, gave to those who served the church of S. Peter of York, who were called Culdees (*kaladeus*), and are now called canons, from each joined plough of the whole of Yorkshire a thrave of corn."* The terms used clearly point to some very ancient document.

The later and anonymous miracle-monger of 1180 tells the same story as Ketell but with the inevitable "heightening" which Mr. Plummer remarked in Folcard as compared with Bede. In this later version, the King encounters not one band of rejoicing visitants of S. John's shrine, but two. The bribe to the saint is offered in more unblushing terms. The church-wardens (*custodes ecclesiæ*) suggest that the King should take some tangible remembrance of the saint, and he takes the banner with him. On S. John's advice he crosses the Forth in the face of the enemy, and not merely enters the country but conquers the whole of it and the adjacent islands and makes them tributary to him, and spends three whole years over it—a manifest device for making the northern and southern chronology coincide. Then coming by Dunbar, where a great rock projected, he asks "with the intercession of S. John a sign from Heaven to show future ages that Scotland was subject to England." "Then

* Hist. Ch. Y. iii. 162; Rymer's *Fœdera*, ii. 566, from Close Rolls, 29 Edward I. m. 10 d.; and thence in Poulson's *Beverlac* I. 33-5.

drawing his sword from his sheath he struck the rock, which through the help of God became as soft as butter, so that a hole is made in it of an ell's length, and remains to this day a sign that the Scotch were conquered and made subject to the English!" Which tale Edward I. actually embodied in a diplomatic document to Pope Boniface VIII. to show his right of overlordship over Scotland. Athelstan then returned to Beverley and offered his arms to S. John, and established the mile boundary of the liberty of Beverley, and the right of sanctuary with its increasing penalties for breach as you got nearer and nearer to the holy of holies, until a violation of "the Confessor's peace" within the chancel arch became an enormity so great as to be irredeemable.

A third version of the Athelstan legend is given in a Latin document headed "The Liberties of the Church of S. John of Beverley, with Papal and Episcopal Privileges, which Master Alured, Sacrist of the same church, translated from English into Latin." This has been printed by James Raine, father of the late Chancellor Raine.*

Unfortunately, in the absence of any original MS. we have no means of testing the true date of this compilation, but as the Papal and Episcopal privileges extend down to the reign of Edward III. they at least cannot be attributed to Alured.

When this treatise comes to be examined, it appears that it is an excerpt from a general history of York, as it opens thus: "Having gone through the list of bishops who successively presided over the church of York, and related the Papal privileges, by the authority of which that church was founded on an equality with Canterbury in dignity and power, it seems right that after the mother we should pass to the daughter—that is, from the church of York to that of Beverley—that we may make known to posterity its power and customs of dignity." Of course Alured may have

* *Sanctuarium Dunelmense et Beverlacense*, Surtees Society, vol. v. 1837, 97, *seq.* He took it from Harl. MS. 560, f. 14 b, a very corrupt seventeenth century transcript. If it had been collated with another copy in the Cottonian MS. Otho, c. xvi., art. 15, also a seventeenth century transcript, but which though unfortunately partly burnt in the great Cottonian fire, is a far better text. he would have saved some of the worst errors of the printed edition: *e.g.* on p. 107 for *liber incubaninatur*, which means nothing, this text gives the reading *liber et incalumniatus*.

written such a history as well as another. But the passage rather throws doubt on the title given to the book.

The next "chapter" is headed "Of the Antiquity of the Church of Beverley." "The Church of Beverley founded by the Blessed John, Archbishop of York, and dedicated in honour of S. John the Evangelist, is not only illustrious for its antiquity but also by reason of his precious body, which rests therein." For that reason it has been exalted by kings and princes, "amongst whom beyond all his predecessors King Athelstan, called the Black, who first of the English obtained the monarchy of all England, enriched (*ampliavit*) the Church with possessions," and so on.

Then follows the story in this form. "In the tenth year of his reign, when a second time Constantine, King of the Scots, rebelled against him, assembling a very strong fleet and no small force of cavalry, when he was about to start for Scotland, by the advice and at the exhortation of Archbishop Wulstan, whom he had himself in his sixth year made Archbishop of York, he turned aside to Beverley; and there, commending himself to the merits and protection of the glorious Confessor, the most holy John, he vowed before his altar that if by his patronage he returned a conqueror he would exalt his church with royal magnificence. So taking from the hand of the Archbishop the banner of S. John's church, which in hope of victory he had carried before him, accompanied by the Archbishop himself, he went, won, came back; and, not unmindful of his vow, returning to Beverley, presented himself to S. John, and offered before S. John's altar all the vessels of gold and silver which he had there, and the arms with which he had won the battle; viz. bow, arrows, quiver, two-edged sword and lance, shield, breastplate, and helmet; which long afterwards were shown plainly in the church of Beverley to all who wished it. And that his memorial might remain in the church of the glorious Confessor S. John from generation to generation, that which was his own and due by his right as king to his crown, that he gave in perpetual alms to S. John; viz. four thraves from each plough through the whole East Riding for coulter and ploughshare. Of a truth these were paid by the laws of former kings through the whole East Riding for the king's

horses and messengers every year. Nor was there any land of the king or earl or the archbishop himself or other lords exempt and free from this custom." The writer then goes on to say that Athelstan "at the suggestion of the archbishop and with the assent of his princes formed the Peace of the church of S. John" for a league round the door; and he gives the sanctuary limits as laid down by him, with the increasing penalties for breach. These culminate not at the chancel arch as in the former writer, but at the Frithstool or Chair of Peace by the high altar; thatmost ancient of chairs (compared with which the so-called chair of Augustine is a modern forgery), which still remains in its ancient place, not, like that of Hexham, touched by the chisel of later hands.

Chapter ix. of the so-called Alured also attributes to Athelstan the reconstruction of Beverley, "the town of S. John as the head, not only of the hundred in which it lies, viz. Suecolfros, but also of the whole East Riding." The most marked sign of this was that (chapter xviii.) "no Inquisitions by a Jury of Twelve were anciently held in the East Riding except at S. John's in Beverley at the Crosses. Hence the custom arose for the foreman of the jury to place a penny on the Text of S. John's Church, which is called the Red Book of S. John's, in which are contained the Four Gospels. This penny belongs to the sacrist."

It is much to be regretted that we have no means of ascertaining the date of this tale as compared with those already quoted. It is far simpler and less miraculous than the others, especially in the attribution of the visit to Beverley to the Archbishop's suggestion, and the absence of any vision of S. John. But this may only be due to its origin, being a history of the archbishops and church of York, and not a collection of miracles of S. John.

Lastly, in this connection we have the famous rhyming charter of King Athelstan, ending with its

> "So mickle freedom give I thee
> As heart may think or eye may see."

printed with odd accumulations of error by Poulson (p. 37) and Oliver (p. 543), from Dugdale's *Monasticon*. As a genuine charter it is very properly rejected by even those uncritical

historians on the ground of its language. The British Museum contains what is apparently the original of it (*Cott. Chart.* iv. 18): a little square piece of parchment, with no seal and nothing to show whence it is derived, in the handwriting of the latter part of the thirteenth century. A correct copy of it will appear in the second volume of this book. It is a highly interesting specimen of English rhyme, and as such of more than respectable antiquity. It was no doubt invented at the time when the story of Athelstan became an important stone in the edifice of Edward's claim against Scotland; when the banner of S. John accompanied the army to Scotland; and Edward I. endowed the Minster with £40 a year, payable at Berwick, out of the revenues of Scotland, for the support of the "King's chantry" in the Minster, and a dole of a penny a piece to each of 3,000 poor, on S. John's days, to pray for his soul (see pages 17, 21, 72, 167 of this book). The "charter" is no doubt an excellent summary of real charters; but as it includes, in so many words, grants found in less doubtful charters of Edward the Confessor and William the Conqueror, and exemption from the duel in appeals for murder and the like, which could only be post Conquest, it does not give additional weight to Athelstan's claim as founder, either of the Minster or of Beverley.

After the fashion of the harmonising commentator, it behoves us to accept all these stories—which are in fact not irreconcileable—as equally true. Indeed, it seems to be highly probable that the later form of them at least may be traced to the Battle of the Standard in 1138, when the four banners of S. Peter of York, S. John of Beverley, S. Cuthbert of Durham, S. Wilfrid of Ripon—Saxon saints all, for Peter was, as it were, naturalised here in Saxon times—were utilised on behalf of the Norman forces at Northallerton as a rallying point against the Scotch and all that remained of the English. It was easy to amplify with adaptations from the later struggle the short and simple story of the Saxon Chronicle of only two centuries earlier, which records, under date 933, how "This year went Athelstan king against Scotland with land force and with ship force, and harried much of it." The northern chronology, being three years

later than the southern, assigns the year 937 as the date of Athelstan's foundation of Beverley on his return from Scotland. As nothing is recorded in the Saxon Chronicle for the years 934, 5, and 6 beyond the accession of Ælfeah (Alphege) to the bishopric of Winchester, this may perhaps account for the date assigned for the foundation of Beverley Minster.

The unfortunate characteristics of all these stories, and it is a characteristic which prevails in nearly every writer on local history to the present day, is that they represent, as special and peculiar to Beverley, privileges and customs which are to be found in equal force elsewhere. The privilege and limits of sanctuary were found by a jury in 1106,* in regard to York Minster as against the king and the sheriff, also to have been granted by King Athelstan, and to apply to Ripon, Durham, and Hexham, as well as York and Beverley. Even the mile limit, which did not apparently exist at York or Durham, is found to exist in the very same terms at Ripon.

The privilege of the canons to "do right at the church door," in other words to preside in their own courts in regard to any matter affecting them or their possessions, was not peculiar to Beverley, but also applied to York and the other minsters. Do we not read in Eadmer of how the south door of Canterbury Cathedral was the Supreme Court of Appeal for the whole county of Kent? Every great borough obtained the like right in its Portmanmote.

In like manner the supposed exceptional privileges at Beverley, as the head or capital of the East Riding, are not exceptional at all. They are only the ordinary privileges of the "moot-stow of the shire," the usual possession of a county town. As late as 1256 the King granted "to the good men of Guildford, and their heirs, that the County Court of Surrey should for ever be held in the town of Guildford, and that the justices itinerant should hold the pleas of the county and assizes of all the county in that town." (Merewether and Stephens' *History of Boroughs*, i. 468.) As Professor Maitland (*Township and Borough*, Cambridge, 1898, p. 39), quoting the last passage, says: "The burghers' talk about excluding

* *Visitations and Memorials of Southwell Minster*, by Arthur F. Leach, Camden Society 1891, p. 190.

the sheriff must not deceive us. They do not want him to meddle with their affairs; but there would be a piteous outcry if he held his court elsewhere."

Even the thraves themselves are not, as we have seen, peculiar to Beverley, being the appanage also of S. Peter's Hospital, the cathedral hospital at York.

We do not need the *Deus ex machinâ*, these glorious confessors and conquering kings, to account for the privileges of great churches and great towns. They grew up, no doubt, like everything else, bit by bit, "freedom broadening slowly down from precedent to precedent." There came perhaps a moment when these rights were crystallized into a definite charter of privileges. But in the absence of the charter it is difficult to say when the crystallization took place.

Perhaps the true origin of the attribution of these privileges of the northern towns and churches to Athelstan is the appearance of Athelstan in the authentic and accepted record, the "Saxon Chronicle," as the first king of all England. On his conquest of the northern kingdom the northern English and Danes may well have really obtained from him confirmation of their rights and privileges. At all events, in the days after the Conquest, when every English institution was threatened by the Norman barbarian, and every title called in question, and when the policy of the Conqueror especially pointed to the reduction of the semi-independent North into an integral part of a united kingdom; it was no doubt expedient for those who wished to defend their rights to rest them not on the grants of Northumbrian kings and local chiefs but on those of the monarchs of all England, to whose rights the Norman kings claimed to be successors.

It seems a question whether before the time of Edward the Confessor Beverley had any very extensive and peculiar privileges. An early twelfth century historian of the church of York tells us (Hist. ch 7, ii. 353), that Archbishop Aldred bought for Beverley for twelve marks of gold from King Edward a fair on John the Baptist's day, "with liberties and the best customs." The charter of that king, which is quoted in the Charter Rolls 4 Edward II, 1310, and the genuineness of which there seems no reason to doubt, bears this out.

Edward's charter addressed to Earl Tosti and all his barons in Yorkshire says, that "this is my will and my full licence that Archbishop Aldred should grant privilege" (or does it mean lay down its private law, *dictet privilegium?*) "to all the lands which belong to the church of S. John at Beverley, and I will that the church, and the alms which maintain it, be as free as any other church in everything. And let the bishop there see that the church is obedient to him and that he be its maintainer and protector under me, and that no one exercise any authority there except him." It concludes "and I will that there be there always ecclesiastical life [the Anglo-Saxon version has 'minster life'] and a college (*congregatio*) as long as any one lives." Does this mean as long as the human race endures?

William the Conqueror's charter points in the same direction. He notifies to all the men of Yorkshire, French and English, "that I have given to S. John of Beverley sac and soc over all the lands which were given to the church of S. John in the days of King Edward, and in like manner over all the lands which Aldred, archbishop, afterwards acquired there in my days either by the wills of the dying or by purchase. Let it be free against me and all men except the archbishop and the priests of the church." He also concludes by willing "that there shall be minster life and a congregation of canons as long as any lives."

According to another charter of William, addressed to Earl Morcar and Gamel, son of Osbern, and all his barons of Yorkshire, he granted in the same terms as Edward to the Archbishop, "to declare the law (*dictet privilegium*) to all the lands which belong to the church of S. John of Beverley."

It must be admitted that Edward's charter does not read like a mere confirmation charter. It clearly recognises the Minster as already in existence; but as for any peculiar prerogative it implies none. On the contrary, it rather seems to point to new privileges, raising Beverley Minster to the *status* of the other churches of the Archbishops of York, such as York, Hexham, Ripon. It is, of course, *primâ facie* improbable that Beverley Minster, an outlying daughter church, should have anticipated or surpassed the mother and cathedral church of the whole of Northumbria in privilege. Southwell

Minster did not obtain these privileges till the reign of Henry I.

Still there is, apart from the embroidery of the stories, nothing improbable in Athelstan founding a minster to celebrate his victory over the Scots, just as Battle Abbey was founded by William the Conqueror to commemorate the Battle of Hastings, or Battlefield College in Shropshire by Henry IV. to commemorate the Battle of Shrewsbury. Moreover, there may have been policy as well as piety in the foundation. It is quite possible that just as Edward I. afterwards selected Hull with a wise prescience for a fortified port against Scotland, so Athelstan selected Beverley for the same purpose. Its situation precisely resembles Winchester and Canterbury; a place where the hill-country ends upon a navigable river, near enough to the sea to be a port for the ships of those days, and far enough from the sea not to be at the mercy of every chance raid of pirate fleets. At most of the places at which Ethelfled, the Lady of the Mercians, Athelstan's aunt, threw up burhs to keep the Danes in check—at Stafford, Warwick, Tamworth, Derby, Leicester, Bridgenorth, and we may probably add Shrewsbury and Wolverhampton—there were found ancient collegiate churches existing before the Conquest. The church was in all probability erected as an appendix to the burh or castle, just as in many of the Norman castles—Arundel, Pontefract, Ludlow, Oxford—similar collegiate establishments were placed. So as regards the places recorded as fortified by Edward the Elder, Athelstan's father—Bedford, Stamford, Nottingham, Towcester, Northampton—we find great churches of the præ-Conquest period amongst the Danes, who were still no doubt largely heathen. Is it not even possible that Durham as well as Beverley owes its foundation to Athelstan on that occasion? We know from the Saxon Chronicle that Ethelfled was on the point of obtaining possession of York when she died. The policy of northern expansion was followed by Athelstan. Durham was a church of secular canons until after the Conquest, and the burh and church of Durham may have owed their origin to this Scotch expedition, though the monkish historians have found another in their usual miraculous fables.

While therefore we must discard the fabulous stories about

the special privileges and rights bestowed on Beverley by Athelstan; while we cannot accept its foundation by him as really proved; yet there is nothing to prevent our accepting him as the possible, perhaps even probable, founder of the College of Priests serving the Church of S. John the Evangelist, still known as Beverley Minster.

The Constitution of the Minster.

Beverley Minster as a historical community is known to us only as a Collegiate Church of Secular Canons dedicated to S. John the Evangelist.

The title of the Church, "Ecclesia Sancti Johannis Beverlacensis," has misled a great many into the belief that it was dedicated to S. John of Beverley. This is an entire mistake arising from the ambiguity of the expression. The words "the Church of S. John of Beverley," do not mean the Church of "S. John of Beverley" but the Church of "S. John *at* Beverley;" just as the Latin title of York Minster, "Ecclesia Beati Petri Eboracensis," does not mean the Church of "S. Peter of York" (there was no such saint) but the Church of the Apostle Peter at York. This was well understood at Beverley. In 1308 (21 June, p. 218) Archbishop William Greenfield granted indulgences to those who go "to the great church of Beverley in our diocese built in honour of S. John the Evangelist" and to "the high altar which we have dedicated in honour of the Blessed John the Archbishop," as if the latter dedication were a new thing. This marked the completion of a new and gorgeous shrine for which for several years, from 1302 to 1308, special collections had been made throughout the country. So, too, the existing mayor's chain, of a date not later than the fourteenth century, consists of eagles and beavers alternately; the eagle being the well-known emblem of S. John the Evangelist.

Of its exact constitution we have no direct evidence before the thirteenth century.

The accepted version of its constitution is that given by Leland, taken from Simon Russell's fifteenth century compilation. Simon Russell says that it was "renewed" (*i.e.*, after its mythical foundation in the time of Lucius and destruction

"by the Pagans") "and founded by the Blessed John, and ordained as a monastery of Black Monks and Nuns, and divers other ministers, seven secular priests serving God." This, of course, is an idle tale. Whatever monastery was founded in the north of England in 721 would not be of the Benedictine rule, but of that looser and freer Celtic type derived from the Celtic missionaries of the North. According to Bishop Stubbs the Benedictine rule was unknown in England until the time of Dunstan; certainly it would not be found in the North.

Even Simon Russell does not assert any connection between the monastery of Beverley and the collegiate church, except by the statement that as part of the monastery there were seven secular priests, no doubt intended by him to be the seven canons of historical times.

But as he asserts entire destruction by the Danes this addition is rather pointless.

It must be remembered that the word minster itself is peculiarly connected not of monasteries but of secular churches York, Beverley, Ripon, Southwell, Lincoln, Lichfield, Wimborne, these are the churches to which the title of minster has clung, even to modern days, and they were one and all churches of secular Canons. There is a Minster Street at Winchester, but Winchester Cathedral, the "Old Minster," was a church of secular canons till long after the days of Alfred and Edward the Elder, even to the days of Dunstan. There is every reason to believe that Westminster was originally also a canons' church, while S. Paul's, which was the Cathedral, always remained one. In Edward the Confessor's charter to Exeter Cathedral Church, as in that to Beverley, the canons are to lead the "minster life." That life was one of secular Canons still in force there. Exeter was, like Beverley itself, and Southwell, a republic of priests, without even a Dean until the thirteenth century. The word is an English, or at least an anglicized, word, and though in Latin it appears as "monasterium," no inference can be drawn from the use to prove of a monastic origin.

After Athelstan's re-foundation, Russell's account continues: "And it continued honourably remained under the government of seven secular canons with chosses" (the fur

collars which were the distinctive mark of the Canon) "until the coming of William the Bastard, Conqueror and King, and so to the year 1082; and then, with the consent of William, called the Red, King of England, Archbishop Thomas, called the Elder, with the assent of the Canons and others interested, Thomas his nephew, called Junior, was ordained the first provost."

According to the Certificate of the Commissioners for Colleges and Chauntries, made with a view to their dissolution, under the Colleges and Chauntries Act, of the second year of Edward VI., A.D. 1547 (*Yorkshire Chantry Surveys*, vol. ii. 524 *seq. Surtees Society*, No. 92, 1893) there were, or should have been, in the Minster, 77 persons, viz.:—

1	Provost.
9	Canons or Prebendaries, including the Archbishop.
3	Dignitaries or Officers (Precentor, Sacrist, Chancellor).
7	Parsons.
9	Vicars Choral.
15	Chantry Priests.
*2	Subordinate Officers (Master of the Works, Chamberlain).
17	Clerks called Clerks of the Second Form.
4	Sacristans or Sextons.
2	Incense Bearers.
8	Choristers.
77	

Of course these numbers were nothing like those of York Minster, with its 36 Canons, 36 Vicars Choral, over 30 Chantry Priests, and a proportionate number of clerks and choristers. Still they formed a goodly and substantial staff, which would present no mean show, even by the side of the 40 monks of

* These were, however, generally, if not always, Vicars Choral. On the other hand the Grammar Schoolmaster is not mentioned; nor the Song Schoolmaster. The latter, however, was probably a Vicar Choral or Chantry Priest, and perhaps the former also.

Westminster Abbey, the 30 at Fountains, the 26 at Meaux, and would place it high above the scanty and dwindling numbers to be found in most of the monastic houses, whether of Benedictine, Cistercian, or Augustinian foundation.

The revenues of the Minster, to be divided among these 77 persons, amounted to some £900 a year net. They are stated in a petition of the Mayor and Burgesses of Beverley to the Crown in 1552, for the re-grant of the lands devoted to the maintenance of the fabric and of the Grammar School, at the round sum of £1,000 a year, equal to £20,000 a year of our money. The exact amount does not appear. The total net payments from lands and tithes and other real property to members of the Minster, stated in the chantry certificates, were £823 12s. 2¾d. But two canonries, whose yearly net value was at least £40, had already passed into the hands of the spoiler, in the shape of Sir Michael Stanhope, a gentleman of the Privy Chamber. Besides this, there were (or had been) large sums arising from the offerings of the faithful, voluntary and involuntary, which were now ceasing, with the diminution of reverence for saints and ceremonies, and the decay of the power of ecclesiastical courts, so that £1,000 a year is probably by no means an over estimate of the total. The fixed revenue can, however, not be put higher than £900 a year. This income, large as it is, was less than half that of York Minster, which exceeded £2,000; and much less than that of S. Mary's Abbey with £1,650. But it was not much less than that of the great Cistercian Abbey of Fountains, with its £941 a year; and nearly double that of Southwell Minster, which, though it had 16 Canons as against 9 at Beverley, had only some £470 clear. Amongst ecclesiastical foundations in Yorkshire it stood third, below only York Minster and S. Mary's Abbey; above Selby Abbey and Ripon; high above the comparatively modern college (A.D. 1261) of the Bishops of Durham at Howden. In the East Riding it stood *facile princeps;* Bridlington, the next greatest, having a net income of only £547; Meaux just under £300; Watton £360; the Carthusians, at Hull, £174; and Warter £143.

In respect of antiquity the College of Secular Canons of S. John, who formed the Chapter, the nucleus and governing body of the Collegiate Church, could boast a dignity as great

as that of any corporation in the realm, lay or ecclesiastical, then or now existing in the kingdom, except only its sister, and, perhaps, coeval, foundations, the Colleges of Secular Canons. It far outshone any monastic competitors, at all events in the north of England, such as the Canons Regular of S. Augustine at Bolton Priory, whose order was not introduced into this country before the twelfth century; the Gilbertine Canons Regular of Watton Priory, whose very order was only founded in 1148, or the Cistercians of Fountains, who only seceded from the Benedictines of their parent house S. Mary's, at York, in 1130, and were a mushroom growth compared with the Canons of Beverley, who existed before S. Mary's Abbey itself was thought of in the reign of William Rufus.

The Provost.

The Provost was the most peculiar institution at Beverley. He was, according to a document in Poulson (p. 522), confirmed almost *verbatim* by the account given in the Chantry Certificate, to have "the temporal possessions of the church, which to the Canons and Ministers . . . . were up to that time in common . . . . with the advowsons of the churches to the same annexed, together with the patronage of the Chancellor, Precentor, Sacrist, and Seven Clerks and other officers in the Bedern. . . . . The said Provostry not in, but to the dignity of, the church; wherefore neither stall in choir nor place in chapter is assigned to the said Provost." The Chantry Certificate adds that the Provost "hath annexed to his office one parsonage," in spite of which it describes the then Provost, Raynold Lee, as "temporall man." The Chantry Certificate assigns its authority for the statement "as appears by several ordinances thereof made by sundry Archbishops of York and other ministers of the said church dated A.D. 1092" (miswritten mccccxii.,* which would be 1412), "and in the fourth year of King William II. called Rufus; and also A.D. 1391" (misprinted 1371).

* Mr. W. Page informs me that the mistake is in the original MS of the try Certificate.

Poulson (ii. 522) prints an oddly-muddled translation from some document not specified, which turns out to be from the Provost's Book (f. 81 b.), and is apparently derived from some chronicle of the Archbishops of York, giving a reason for the institution of a Provost. I have endeavoured to give a correct translation. "Certain canons of the church of Beverley being resident, and certain others being in remote parts, matter of question often arose between the same canons and others beneficed in the same church, which of them should bestow his labour in and about the churches in demesne and on the property which was still held in common, and should faithfully administer the same as the case required. When this became known by report to the aforesaid reverend father [Thomas I.], he came to Beverley, and, convoking all the canons of the said church and others whom the present business concerned, by his pastoral solicitude provided a fit remedy to continue for ever. Then, with the consent and assent of all the canons of the church of Beverley and others interested, and with the consent of William II., King of England, the same father ordained and constituted his nephew Thomas, called the younger, chaplain of the said king, the first Provost of the Collegiate Church of St. John of Beverley in the year of our Lord 1092."

This is again a specimen of that kind of statement already commented on, which is due to taking the parochial point of view, and imagining that what is found in a particular place is peculiar to that place and requires some special explanation. It is quite true that in England, in the latter part of its existence, the Provostry of Beverley was a peculiar institution; and there were several other constitutional arrangements at Beverley which were peculiar. But this was only because Beverley Minster retained an organization which was characteristic of the eleventh or earlier centuries, while the constitution of most other churches advanced on a common line of development. The Provost of Beverley was not a peculiarity to folk of the eleventh and twelfth centuries, and they required no tale of a peculiarly quarrelsome set of canons to account for his existence: and knew nothing of it.

We have only to refer to authentic contemporary authorities on the history of the

Hugh, the Chanter or Precentor (*Hist. Ch. Y.* ii. 107), who wrote before 1130, and was contemporary with the first three Norman Archbishops, tells us that the original number of the Canons of York was seven, of whom only three were to be found after the desolation of the North by William the Conqueror, on the appointment of Thomas I. as Archbishop in 1070. Seven was the original number of Canons at Lichfield and Ripon, and, as the history of S. Leonard's Hospital informs us, those seven were originally called Culdees, a word supposed to be derived from Coledei, and to mean servants of God. It was a word in use in the Celtic Church, from which the Northumbrian Church was derived. The number seven seems to be derived from the seven churches of Ephesus, and the seven Canons probably represented the seven Deacons. It is clear from Hugh the Chanter's account, that the Canons of York then lived together in a college, as Thomas, on collecting them again, is said to have "rebuilt the refectory and dormitory."

Now we know that the Canons of Beverley also lived in common, and had a refectory and dormitory. For we are told in the chronicle of the church of York (*Hist. Ch. Y.* ii. 353), which Canon Raine assigns to the same date as the history of Hugh the Chanter—the first half of the twelfth century—that Aldred, who became archbishop in 1061, instituted the refectories at York and Southwell, but "at Beverley he finished the refectory and dormitory which had been begun by his predecessors, Alfric (1021-51) and Kinsius (1051-61), enlarged their possessions and amended their customs." And, "as in the church so in the refectory, as in the court (*atrium*) so in the cloister, he confirmed the security of peace, and penalty for its breach."

This probably points to an attempt of Aldred to bring the Canons under the "rule of Chrodegang," a partial adaptation of the Benedictine rule. For we are told that Aldred had been in Germany, staying a long time with Hermann, Archbishop of Cologne, "and saw there many things which pleased him, which he afterwards caused to be observed in the English churches." The rule of Chrodegang of the th or ninth century, which began in the borderland of , seems to have prevailed there. It was not in England. Alfric, who came from Winchester,

where Ethelwold had turned out the Canons for refusing to give up their wives, may have endeavoured to bring in the rule of Chrodegang so as to get as near as possible to the monastic life; and Aldred seems to have followed on the same lines.

At York, Hugh the Chanter says, on Thomas rebuilding the Canons' Hall he also added new canons, "and established a Provost to preside over them and provide for them (*qui eis præesset et procuraret*)." He was to be their procurator, or proctor, their man of business, to collect their rents and apply them in providing their meals, and so forth.

The Provost was a foreign title and was common abroad in the German districts. We hear of Provosts of S. Omer, of Liège, of Lausanne, of Geneva, and many other places. In England we find at Crediton, in the twelfth century, the Provostry still existing, but "in commission," as the Lord High Treasurership is now. It was essential in a college which dined in a common hall and shared in common revenues that some one should hold the position of Bursar to manage the estates and the dinners. A curious parallel to the Provost occurs in the first foundation of the University College system in England. When Walter of Merton first established his house of scholars he placed the scholars in a hall at Oxford, but he placed the Warden (Custos) and Bailiffs not at Oxford but at Malden, in Surrey, where the estates lay from which the scholars were to be maintained. When ten years or so later the two institutions were consolidated into Merton College at Oxford the Warden was retained, and it was still his business principally, as in theory it remains to this day, to manage the estates, appoint servants, and look after the creature comforts of the scholars. But having also been appointed to have the general superintendence of the college and the manners and morals of its members, the actual business both of estate management and domestic economy has tended to fall to the Bursars, though the Warden still, in theory, retains the right of supervision, and could probably at any moment resume the actual management. The position of a Provost as compared with a Dean is very much that of the Warden of Merton when he lived at Malden as contrasted with his position when he moved to Oxford.

At York, the community life did not long prevail. Hugh

the Chanter says (*Hist. Ch. Y.*, ii. 108): "After the Canons had lived together for a few years the Archbishop, by the advice of certain persons, divided the land of S. Peter, which was still for a large part waste, assigning a prebend to each, both that the number of Canons might grow and also that each one acting for himself would be more zealous in building on and cultivating his own share. Then he established a Dean, Treasurer, and a Precentor. He had already established the Schoolmaster (or Chancellor)."

This is a rather mystic sentence and more mystic history, as the Schoolmaster or Chancellor had certainly existed from the time of Alcuin, who himself occupied the office.

What the relation between the Schoolmaster and the Provost was does not appear. There can, however, be little doubt that over the refectory the Provost was intended to preside, and that the Schoolmaster would have fallen into an inferior position as one of the subordinate officers. The new constitution at York is assigned to about the year 1090, at which time also Lincoln and Salisbury Cathedrals were founded, with statutes to which the Archbishop was a party, and which were framed on the constitution of Bayeux Cathedral, of which he was Treasurer. In all we find the four dignitaries usually found in the cathedrals of secular Canons definitely established in this order: Dean, Precentor, Treasurer, Chancellor or Schoolmaster. The Provost disappeared.

It is stated, probably from the Parker MS. ccxcviii, at C.C.C., Cambridge, by Leland (*Collectanea*, vol. 4, tom. 3, p. 102), that Alfric ordained at Beverley the three officers, Sacrist, Chancellor, and Precentor, and that Aldred made the seven Canons into Prebendaries, and gave to each certain places and vicars. It required no special incident to give rise to the introduction of a Provost at Beverley when one had already been established at York, if, indeed, there was not one at Beverley before. The twelfth century historians knew nothing of the quarrel theory. But on recording the accession of Thomas, junior, to the see of York they merely record as a fact that he was Provost of Beverley. "On 7 June, 1108, succeeded Thomas, the King's chaplain, Provost of S. John of Beverley, nephew of Thomas the elder" (*Hist. Ch. Y.* ii. 367).

As there was a Provost at York, who passed away, it seems to require explanation why he did not pass away at Beverley too, rather than why or how he came into existence. The explanation of his remaining at Beverley is probably to be found in the peculiar relations of the canons and the peculiar character of their endowment.

The Canons and Prebendaries.

Domesday Book is against the theory that Aldred had divided the estates of Beverley into prebends. "In Beverley the carucate belonging to S. John has always been free from geld. The canons have there in demesne one plough. . . . . The berewicks of Skidby and Burton belong to this manor. The canons have there in demesne three ploughs, ... In Flotmanby the clerks of Beverley have an oxgang of land. Lockington . . . S. John had and has (etc.). Etton . . . was and is S. John's." Again, "these berewicks are S. John's and are in Holderness," and so on. S. John's, usually; sometimes the Canons or the Clerks are spoken of; never individual Canons or Prebendaries. Whereas at Stafford the canons are called Canon Prebendaries; and at Hereford, Bedford, Christchurch (Hants), and Southwell, there is distinct mention of individual Canons or groups of Canons holding estates.

In the next place, the common refectory and dormitory are strongly against the separation of prebends having taken place, and the institution of a Provost long after it had taken place is certainly improbable.

Probably the chief cause of the persistence of the Provost at Beverley was the curious endowment of the thraves of corn said to have been granted by Athelstan. Collected as they were from every parish throughout the whole East Riding, and not merely from certain parishes appropriated to the Minster, they almost necessitated a common bailiff or provost to collect and sell them. In most collegiate churches it was easy to divide up the property into prebends or separate estates as provender or provision for the several Canons; assigning certain manors, or lands, or tithes in certain parishes

to each. When this was done the Canons became Prebendaries, territorial lords, taking their titles from the place in which their principal church or estate lay. So we get the Canons and Prebendaries of Fridaythorpe and Stillington at York; of Bedford and Leicester, at Lincoln; and in S. Paul's, of Kentish Town and Finsbury. Even when a prebend had been bodily swept away by the sea in the Essex marshes we still find a Canon taking his title from his vanished estate, under the curious name of the prebend "Consumpta per mare" or "Devoured by the sea." At Lincoln some of the prebends consisted only in certain yearly payments in cash, and so are called the prebends Sexaginta solidorum and Centum solidorum or Sixty shillings and One hundred shillings.

While the ordinary corporate title of the College of the Canons or governing body was "the Chapter of the Collegiate Church of S. John of Beverley" in proceedings in relation to the thraves, the title used in a charter of King John and so downwards was "the Provost and Chapter," etc. (266 *n*, 287, 358, 366). The charter of John will appear in vol. ii.

Even in churches in which the prebends had been thus divided up we occasionally find a Provost. At Crediton, there is a charter of the twelfth century about the Provostry (*Crawford Collection of Early Charters; Anecdota Oxoniensia*, Oxford, 1895, edited by A. S. Napier and W. H. Stevenson, No. xiii. p. 29). William of Warelwas, Bishop of Exeter (1107-1137), to which place the see had been moved from Crediton in the eleventh century, grants the Canons the same liberty they had in Bishop Osbert's time (appointed c. 1072), viz. that they should have the provostry in their own hands, and elect a Provost from among themselves, and be able to remove him with the Bishop's consent. At the same time, on account of poverty, the prebends were reduced from 18 to 12. This Provost disappeared by Bishop Bronescombe's time, 1257-80, when there were Precentor, Treasurer, and perhaps Chancellor. At Wells a Provost remained to the end. The estate of Combe was so large that it was divided up into no less than fifteen prebends, called Combe the first, Combe the second, and so on. Each Prebendary did not collect his own portion of the rents,

but there was a Provost who farmed the whole estate and gave his portion to each Prebendary. Thus in 1366 when a return of pluralists throughout the kingdom was made to the Archbishop of Canterbury, in consequence of a Papal Bull, among the baker's dozen of benefices returned by William of Wykeham as held by him at the same time, the richest next to the Archdeaconry of Lincoln is the Provostry of Wells, with the prebend annexed to the same. "The provostry is a simple office having no cure of souls and compatible with a cure, and so held and reputed. The valuation is 68 marks sterling. From the fruits and revenues of the same there is paid to thirteen Canons for their prebends, and to their Vicars and other ministers of the church every year 165 marks sterling." This Provost, though strictly only Provost of Combe, was commonly called Provost of Wells. He occupied to the Prebendaries of Combe precisely the same position that the Provost of Beverley occupied to the Canons there.

Just as the Prebendaries of Combe were termed first, and second, and third, and did not acquire territorial titles, so was it with the Canons of Beverley. The *corpus præbendæ*, the body of the prebend, in the case of the Prebendaries of Combe, was their share of the common Combe estate. The *corpus præbendæ* of the Canons of Beverley consisted, according to Archbishop Greenfield, in an Ordinance as to the residence of Canons in 1307 (p. 193), of the corrody of the Bedern, *i.e.* the board (and at first the board and lodging) provided by the Provost in the Bedern or Common Hall, the Refectory of Archbishop Aldred's day. When the Common Hall disappeared is unknown. At the time with which the text of this book is concerned, the Canons each had their separate houses, and also some division had been made even of the thraves.

The possessions of the richest prebend, that of S. Martin, are set out at length in a document, undated, but which appears from its place to belong to the early part of 1308 (pp. 215-7). The total value of the prebend was very large, amounting to £80 a year, considerably above the average of prebends. The possessions in Molescroft were considerable, amounting to six oxgangs of land and divers tofts and pastures, producing in all £6 13s. 10d. Lands in Etton produced £4 4s. 1d.

Thraves and fixed payments (*pensiones*) in lieu of them, in 29 different places, brought in £30 17s. The Bedern "corrody," or payment substituted for provisions, was £13. Finally, what made this by far the richest prebend was that it comprised the greater part of Beverley town on the north, away from the Minster to St. Mary's, and the tithes on this brought in £30. So far this statement would not seem to show any great difference between this and an ordinary prebend in another church, and it might be called the Prebend of Molescroft, or the Prebend of Etton. The difference, however, appears, from other documents, to be that the whole of the lands of S. John in Etton and Molescroft did not belong to this one prebend. For instance, in 1306, one of the Canons leased, on the usual three-life system, with the consent of the Chapter, some of the lands of his prebend of S. Peter and S. Paul, viz., a messuage and four bovates of land in Etton, and they are described (p. 160) as lying in the Middle Field (there were the usual three common fields) between land of the prebend of S. Andrew and land of William Barry. Again, in 1305 (p. 63), excommunication is directed to issue against the Rector of Etton, who carried off thraves from the field of Etton belonging to the prebends of William of Haxby and John of Nassington, *i.e.* the prebends of S. James and S. Martin. So that here are four Prebendaries all holding lands in the same small place. Neither, therefore, could properly be called by the territorial title of the Prebendary of Etton. So too Molescroft was divided between the prebends of S. Martin, S. Stephen, and S. James, so that the Prebendary of neither of them could well be called the Prebendary of Molescroft.

In fact the prebends were at the time of our text and afterwards called after the names of the various altars in the Minster, viz.:—

S. Martin's.
S. Andrew's.
S. Mary the Virgin's.
S. Peter and S. Paul, commonly called S. Peter's.
S. Stephen's.
S. James'.
S. Michael's.
S. Katharine's.

The Archbishop's prebend was called S. Leonard's.

How early this began or whether it was from the beginning I do not know. The prebends appear under these names in Pope Nicholas' Taxation, 1291, except the last, which is not called a prebend, but "the portion of Charles Beaumont (de Bello Monte)" the then holder. But of this it will be necessary to speak more fully.

The only other church in which I can find this nomenclature was the Collegiate Church of S. Mary's, Warwick, also a præ-Conquest foundation, perhaps to be attributed as is the burh there to Ethelfled. Here a statute of 4 Dec., 1367, made by the Bishop of Worcester, the diocesan, and Thomas Beauchamp, Earl of Warwick, the patron (*Chartulary* Rec. Off. Aug. Misc. Books, No. 64, f. lv.), orders that the church, being in foundation like Exeter and S. Stephen's, Westminster, *i.e.*, the estates not being divided, the prebends, five in number, should be called by the names of saints

S. Michael's.
S. Peter's.
S. John's.
S. James'.
S. Laurence's.

Most of these names are the names of churches in the town of Warwick which belonged to the Collegiate Church. It seems most probable that they were originally chapels attached to the altars or prebends in the college. Whether this ordinance was really new may be doubted, but there are not enough documents of the church remaining to enable us to decide. Apparently the chief point of the statutes was to settle the division of the estates. At Warwick there was a Dean; but the common estates seem to have been administered by a treasurer appointed for a year in rotation from among the canons.

The Archbishop's Prebend.

The Archbishop's position at Beverley was peculiar. According to the Chantry Certificate (*Yorkshire Chantry Surveys*, ii. 525), the Archbishop's prebend was just like an ordinary prebend, amounting to £11 6s. 8d. a year. A memorandum is added that it is "annexed and parcel of the archbishoprick; and £5 6s. 8d. is paid by the Provost for the jurisdiction of the archbishoprick of York and not parcel of the prebend." This is probably a wrong way of looking at it. In the Chapter Act Book there is no trace of the Archbishop being regarded as a Canon, though his "corrody" is frequently mentioned, and he keeps a Vicar. He was really the head of the Church, and sat as Archbishop. When in 1381, Archbishop Neville (see *A Clerical Strike in Beverley Minster, Archæologia*, lv. p. 3) claimed that "he holds a canonry and prebend in the said church, by reason of which it has been and is lawful for him to reside as a Canon there, and share in the emoluments and daily distributions" and attend Chapters (l.c., p. 5-6), the Chapter stoutly denied it. They pointed out that it was incompatible with his having "a portion, or as it is commonly called, a corrody in it" and asserted that "although the Archbishops have held stall in choir, yet they have never had place in Chapter." They could not at once be head and member. The Archbishop whose text on a visitation was "Visit this vine" could hardly be at the same time the gardener and the grape. The corrody was a remembrance of the time when the Archbishops shared in the common table of the college as heads of it. It might of course be fairly termed a prebend, because any provision of this kind was, in early times at least, called a prebend. The Archbishop was not a Canon, but above the Canons; and his stall was his stall as Archbishop, not as Canon.

The Eighth Canon.

The position of the eighth Canon or Prebendary was another peculiarity at Beverley. In the *De Fundatione* (p. lv.), it is said that the eighth prebend was founded by Archbishop Aldred.

As a rule when new prebends were created in Collegiate Churches the new Prebendaries took rank after, but enjoyed the same privileges as the original Prebendaries. But in this case it was not so. The eighth prebend, that of S. Katharine's, is always mentioned as a thing apart. The holder had apparently no right to attend Convocations of Canons, though he nearly always went; at least in 1320 (p. 379) it is specially noticed that no summons issued to the eighth Canon, William of Soothill, Prebendary of S. Katharine's; and at the Convocation it is said, "the eighth neither present nor summoned." Perhaps, however, this was because he was non-resident, for he is warned to reside, 25 June, 1321 (p. 372), "as the conditions and state of his prebend require," and answers that he is ready to do so if the Chapter could show him he is bound to.

This inferior position is perhaps to be accounted for by the peculiar character of the endowment of the eighth Canon. It consisted in fixed income only of £6 13s. 4d. at Pope Nicholas' Taxation, being the same as the portions of the Chancellor and Precentor, whereas the income of the lowest of the other prebends, S. Mary's, was £16. At the *Valor Ecclesiasticus* it was worth £10 a year, the Chancellor and Chanter getting £13 odd; and S. Mary's prebend, £35. But in fact it was in the palmy days of the Minster the richest prebend, as it received half the oblations at the high altar. In 1378 a dispute arose as to whether this extended to the offerings at S. John's Shrine, and Archbishop Neville decided (*Reg. Neville*, i., 66, *Clerical Strike at Beverley Minster*, *Archæol.*, lv. p. 13) that it was to have half the offerings both at the high altar and the shrine (of S. John) belonging to it, if under 100 marks, and if over 100 marks then a fixed sum of 50 marks. The other half was shared among the Residentiaries, but was subject to certain payments on the great feasts, set out in 1315 (p. 336-7), which amounted to £4 6s. 4d. in all, besides payments for wine to Canons present of 2s. and 1s. a head, varying with the feast, and the feasting of various officers.

The eighth Canon from the opening of the Act Book to 1325 was William of Soothill, who was also Rector of Patrington (p. 12), but disturbed in its possession by "some sons of

iniquity" who probably included the myrmidons of the Provost. He died on 19 July, 1325 (p. 473). The news reached Beverley on the 24th, and on the same day three persons by proxy put in their claims to the vacant prebend by virtue of papal provisions. Who got it does not appear. In 1330 William of Abberwick, Precentor in 1327 (ii. 81) was the eighth Canon (ii. 91).

The Canons bound to be Priests.

It appears from two sets of entries in the Chapter Act Book that the Canons of Beverley were expected to be in Priests' Orders, a by no means necessary requirement in most Collegiate Churches. Thus one of the grounds on which Archbishop Corbridge, in 1304, sought (p. 14.) to get rid of the alien Provost Aymo de Carto was that he was not in Priest's Orders though "the prebends in the Church of Beverley are according to their original institution to be held by priests (*sacerdotales existant*)." He was therefore called upon to take such orders within the time prescribed by the canons, viz: six months. Again, in a struggle on behalf of a certain Nicholas of Bakewell, who held a papal provision for the next vacant prebend, John of Sandal, the Archbishop's nominee, protested (p. 175) that his rival was ineligible, because the prebend was "one of the seven prebends which from the foundation of the Church of Beverley must be held by priests (*sacerdotales existant*)," and Nicholas not only was not a priest, but being a minor, was incapable of being promoted to the priesthood within the time allowed by law.

The peculiar parochial position of the Prebendaries at Beverley perhaps explains the permanence and prominence of this rather exceptional requirement.

It prevailed also at Exeter.

The Bedern and Residence of Canons.

As regards the residence of Canons, the constitution of Beverley was at first less accommodating than that of other churches. It is clear that in early times when the canonries or allowance which formed the "body" of the prebends was

made in kind, in bread and meat, all the Canons must have been expected to be in residence. The picture drawn in a very interesting document (printed by me in the *Clerical Strike*, *Archæol.*, lv. p. 19-20), entitled "Ordinance of the Canons in the Refectory of the dishes in the Bedern," of the Provost presiding at the Common Table in the Bedern with the Canons around him, and below them the Vicars implies continual residence. Unfortunately this document only exists in a fourteenth century copy, which, being undated and without names of witnesses, contains no clue to its date. What was perhaps the original of it is vaguely described in the *Warburton Papers* (Lansd. 895, f. 132) as "of the date of Henry II., Richard, or John."

The meaning of the term Bedern has not been settled. There was a Bedern at York, which still exists with its chapel, though converted to mundane uses in connection with a manufactory. It stands outside the present precinct at the east end of the Minster. At Ripon there was one, and also at Howden, a somewhat late Collegiate Church (thirteenth century), where the term was probably adopted from Beverley. I have seen, but cannot recover the reference, mention of a Bedern at Lincoln. The word does not seem to have been used at Southwell Minster, though the Vicars Choral then lived at the east end of the church in a common house, as they did at York. Mr. W. Brown, in a paper on Beverley in the *Transactions of the East Riding Antiquarian Society*, p. 42, gives the meaning as a bed-place (ern), quoting Bosworth's Anglo Saxon dictionary; but making it not a dormitory but a refectory, from the Roman fashion of reclining at meals. But was that ever an English fashion? I always supposed the word to mean a Beadhouse or Oratory, or at least a place of Bedesmen. The Latin for it is either *Bedernia* or *Beddernia*. It was rather looked on as a refectory than a dormitory. It dates no doubt from the time of the Seven Canons living together. At the date of our book the Canons lived in separate mansions, but the Vicars Choral still lived in the Bedern. The Bedern cooks, the Bedern butler, or manciple are the subject of disputes. Theoretically the Canons still received their commons from the Bedern. The Provost still lived in it. Leland mentions the Provost's house,

but which it is does not appear. It is commonly reputed to be the house, now an inn, called the Hall Garth, standing on the south side of the Minster in what is now an open grass field. There are many traces of building in the field. But is not this the Archbishop's house, which Leland described as having a moat round it? The south side was the natural place for the Archbishop's house. There it was at Southwell, though at York it was on the north side. Was not the building at the corner of Lorte (now Lurk) Lane, at the south-east corner of the Minster, the site, and perhaps the very building of the Bedern?

At the date of the Act Book the question of residence of Canons had become a much debated one. An ordinance of Archbishop John the Roman, 6 November, 1290 (p. 190), laid it down that, "as well by common law, and especially by the original constitution or ordinance of Athelstan, formerly King of England, the founder," residence was notoriously due, though for a long time past (*per multa retro tempora*) through the slackness and carelessness as well of the superiors and of the inferiors it had fallen into desuetude. He, therefore, restored it to the extent of demanding "reasonable residence" for twenty-four weeks a year. In 1307, however (p. 192), Archbishop William Greenfield made an ordinance in which he recited that the Canons' consent to Romanus' ordinance had been obtained on the strength of a promise of annexing to the common fund a church of the value of 60 marks a year at least; but owing to his premature death this annexation was never accomplished. As residence "through increasing malice of the times," had become burdensome and expensive, residence was reduced to twelve weeks a year "according to the minor residence at York, and the residents were to share, in lieu of the daily distributions," in half the oblations at the high (*major*) altar, and other accretions to the common fund. But by a curious perversion of the intention of the founder, any Canon whether he resided or not was permitted to receive the "*corpus*" of his prebend, "the corrody from the Bedern," because a statute of the Council of Tours had forbidden in set terms the splitting up of prebends.

This ordinance placed the constitution of Beverley on the

same footing as other churches, only on an even easier one. At York and Lincoln, for instance, residence, the greater residence meant twenty-four weeks a year, with presence at matins, mass, and evensong everyday, and it was only after three years of the greater residence that on due notice or "probation" a Canon could enter on minor residence, and share in the offerings at the altar and other accretions to the Common Fund; and even then he lost the "daily distributions" given for personal attendance at matins, etc. At Beverley after this ordinance, not only did the ordinary non-resident Prebendary enjoy the fruits of his prebend, but he also shared in the Common Fund to the extent of his corrody. When he became a resident he only had to reside for twelve weeks a year, and then enjoyed his share of the Common Fund and the accretions of it, as well as his prebend and the corrody from the Bedern. No form of notice of his intention to reside seems to have been necessary, as the "protestations" which crowd the pages of the Chapter Act Books of Lincoln and York and Southwell are wholly absent from that of Beverley. Hence perhaps the extraordinary pressure on the prebends of Beverley which the book reveals of persons standing in waiting five or six deep for the next vacancy.

The fiery Prelate Neville in 1381 (*Archæologia*, l.c.) endeavoured to upset this arrangement, repealed Greenfield's and revived Romanus' ordinance. But the Canons refused to consent, and the Archbishop's statute without their consent was a nullity. Eventually he had to fly the country, and Archbishop Arundel his successor replaced residence on the footing on which it had been left by Greenfield. A fragment of an account preserved in the British Museum of the [illegible] rents [illegible] in the catalogue as [illegible] to the monks "of Beverley [illegible] was [illegible] since 13 May, [illegible] and two days afterwards [illegible] residence. Three days [illegible]. This shows that [illegible] of the Canons, [illegible] were carefully [illegible] there was at [illegible] which

was oddly guessed to mean "clerk of the vestry and revestry" to note these comings and goings.

The Residentiary Canons.

The Residentiary Canons at our date appear not to have numbered more than three. William of Haxby, who died in 1305; Walter of Gloucester, who was senior Canon in 1304, was blind in 1309 (p. 241), and died in extreme old age in 1315; William of Lincoln, who was got rid of by an exchange between him and William of Melton, in 1309, for a prebend in Westbury-on-Trym Collegiate Church; Henry of Carlton, who disappears after May, 1325. William of Soothill the holder of S. Katharine's or the eighth prebend, was also in continuous residence, but he did not count as a Residentiary technically (p. 336), though he is warned to keep his residence in 1321 (p. 392).

The two most continuous residents were William of Lincoln and Henry of Carlton.

The former got into trouble in 1305. After a visitation by the Archbishop, he was proceeded against in the Court of York, but the Chapter objected in September (p. 87) that the jurisdiction over Canons belonged in the first instance to them. On 30 October he was cited by the Chapter for keeping Cecilia of Beckingham in his house, and being too familiar with her. On the first law-day after All Saints Day he appeared, and was given the following Saturday to purge himself, with five compurgators of his own order. He produced them and was restored to good fame. In the following February, 1306, he was again summoned for misbehaviour with Cecilia "according to common rumour throughout Beverley." The Chancellor appeared for him on 25 February, and obtained a postponement to 21 March, on the ground of illness. We hear no more of the case.

Henry of Carlton was summoned on 27 May, 1307, for misconduct with Avice, formerly his maid-servant (p. 208), and had the following Monday assigned for purgation by ten "hands," viz. seven priests and three deacons. But as it was affirmed that he had been found guilty on the same

charge at the Archbishop's visitation, a short time before, the purgation was postponed, lest the Chapter should prejudice the Archbishop's prerogative. We hear no more of this case. The last document in connection with him in 1325 (p. 66) looks as if his tenure of his prebend was being attacked, as it is an appointment of a proctor for all legal proceedings affecting it. The grounds are not stated, but as we never hear of him again, it is to be inferred they caused his removal.

It is to be noted that in the cases of both the prosecuted Canons, the Chapter only took action against their peccant fellow Canons when proceedings had already been taken by higher authorities. That is natural enough. It was an unpleasant task to proceed against your own colleagues, especially when those colleagues were the men in possession and on the spot as Residentiaries. The proceedings when taken were reduced to a farce by the system of compurgators.

The cases, however, of these two out of three or four Residentiaries, one of whom was very old and infirm, completely justify the statement made in *Southwell Minster* (p. lxxii), that the Residentiaries were in need of visitation as much as their subordinates. It is worthy of mention, because an over-zealous reviewer charged me with unfounded slander in the statement, whereas it is completely justified by the facts now stated.

It is strange that we have not the full record of the Archbishop's visitations intact in the Archbishop's or in the Chapter Registers. It would appear that they were kept in separate documents which were lost or destroyed.

But it cannot be doubted, from the instances that occur, crowned as they are by such famous cases as those of Wolsey with his "pore scoler," Thomas Winter, Dean of Wells and Provost of Beverley, and the occupation of Cardinal Beaton the ewening before his murder by the Reformers, which gave them the opportunity of disposing of him alone, unaided, and at leisure, that the higher clergy were no more exempt than the lower clergy from the inevitable results of compulsory celibacy.

The Dignitaries.

Next to the Canons ranked the dignitaries or officers, the Precentor, Treasurer or Sacrist, and Chancellor. This was another point in which Beverley was peculiar. At Lincoln and Salisbury the dignitaries ranked above the other Canons. With the Dean, they were the principal persons in the church, were appointed to their dignities by the Bishop, and were expressly bound to continual residence, and apparently remained so bound down to the Reformation. At York and at Salisbury as at S. Paul's, some of the richer prebends or estates were annexed to their offices; and it would appear that they were always Canons. At Beverley these officers always remained distinct from the Canons and ranked below them. They were appointed by the Provost (pp. 113, 284), though they were officers of the Chapter.

According to a MS. at Corpus Christi College, Cambridge (ccxxviii. 11, quoted by Poulson ii. 514), entitled *De fundatione abbathiæ Beverlacensis*, the dignitaries were first ordained in the Church by Archbishop Alfric. Unfortunately for this statement there is reason to doubt whether the precentorship was not a comparatively late creation of the thirteenth century. In the "Ordinance of the Refectory," so often quoted, the Sacrist and Chancellor are mentioned under the names of Churchwarden and Schoolmaster as among the twenty persons to be provided for in the Bedern under the ordinance; while there are mentioned as not under the ordinance, but still to be properly cared for, the "warden's clerk, the bell-ringer, master of the works, etc." The Precentor could not fail to have been mentioned if he had existed as an officer. There are many analogies between Beverley and S. Paul's; and at S. Paul's the Precentor was a comparatively late invention. In the statutes collected by Dean Baldock, in the fourteenth century, it is said that "the power of correcting delinquents in the choir belongs to the Dean and Chapter, as it used to do before the ordination of a Precentor." It is confirmatory of a later origin that the Precentor is placed, not first, as was his place at York and Lincoln, but last of the three officers, the Sacrist and Chancellor coming first.

In the special Chapters entered in the Act Book, as Convoca-

tions of the Canons, which were usually held once a year, but on special occasions more often, the three officers sometimes attended as members, but, it would seem, only on special invitation of the Chapter (ii. 96, 100). They were sometimes called Portionaries, and their endowments portions (ii. 96). According to the ordinance of Archbishop Romanus in 1290, they were all three strictly bound to continuous residence. Their duties naturally required it.

The Precentor or Chanter had to lead the singing, or at least look after it, and generally manage the choir, the choristers (p. 293), and the clerks of the second form, as concerns behaviour in choir, reading, and singing (p. 53). He also managed the Song School, which is not mentioned in the Act Book, but appears in the only extant Fabric Roll of the Minster, which will appear in the next volume of the *Transactions of the East Riding Antiquarian Society*. His deputy the Succentor was appointed by him, if resident, otherwise the Chapter claimed and exercised the right; on one occasion removing one appointed by the Precentor (p. 385), and on another allowing him by grace to appoint by letter.

The precentorship in 1306 (p. 143) was worth £5 6s. 8d. clear, deducting its "burthens," the tenth, and the stipend of his clerk. It is expressly said to "consist in victuals, which are given to the Precentor when resident, for the daily distributions."

It is not clear whether the Sacrist or the Chancellor came first in precedence, as sometimes one is put first, sometimes the other. The Sacrist is called Sexton in the Chantry Certificate; the real "Sexton," in the modern sense, or, as he was called at Lincoln (where, as at Beverley, there were four of them), the Lay Sexton, being his deputy. Alured of Beverley, the twelfth century historian, describes himself as the Sacrist of the Church, and is so described in one of the miracles of S. John (*Hist. Ch. Y.* i.). In the Refectory Ordinance he is called *custos ecclesiæ*, and mentioned before the Schoolmaster.

Oddly enough the Sacrist was omitted from the *Valor Ecclesiasticus*, and in the British Museum is extant a letter from the Commissioners who took the survey for Yorkshire to Thomas Cromwell, pointing out that "the Sacrister or

Treasurer of Beverley is left out." In Pope Nicholas' Taxation the portion of the Sacristy is put at £6 13s. 4d. In the Chantry Certificate at £25 16s. 4d., or £24 9s. 8d. net. Perhaps the difference may be explained by the fact stated in Romanus' oft-quoted ordinance of 1290, that one of the portions of the senior clerks was annexed to the Sacristy. He appears in various aspects in this book. His clerks (p. 289) are directed in 1311 to ring the bells for services according to the clock, and not sooner or later at any one's orders. He is, in 1312 (p. 292), to supply candles for the collects at matins and vespers, in summer as well as winter; but the reason does not appear to be a ritual one so much as that if they were not supplied the Vicars Choral lost the candle ends, their perquisites.

The Chancellor was primarily the legal and educational officer of the Chapter. Here as elsewhere his original title and duty was that of Schoolmaster. He is so called in the Refectory Ordinance. At Beverley in the fourteenth century his legal functions seem practically to have been superseded by the *auditor causarum*, or hearer of cases—Assessor I have generally called him—for the Chapter; an officer corresponding to the Official, miscalled Chancellor, of the Bishop. He was one of the Vicars Choral, who also acted as Chamberlain or Treasurer in the sense of Bursar to the Chapter. Indeed so low had the Chancellor sunk that his only legal appearance in the Act Book is once as a Commissary of the Chapter to act with the Assessor in the admission of a Canon, and at another time as the advocate of a Canon who was summoned before the Chapter for misconduct.

In his educational functions too he has been superseded by his deputy the Grammar Schoolmaster, whom, however, he appoints. But of this anon under the heading of Grammar School.

In point of fact, these three offices had now become a sham. Though in a Convocation in 1315 it was expressly enacted that the written form of oath for continued residence should be observed, it is clear that the oath was more honoured in the breach than in the observance. To all intents and purposes they were treated as simple sinecures, and one and all were given license for non-residence by the

Chapter, as a matter of course, if they asked for it. Thus, 19 Nov., 1304, Robert of Nottingham, Sacrist, is given leave of absence for two years to attend a fitting university (*studio litterarum*) in England or abroad. On 28 Feb., 1311, he made his will, describing himself as Rector of Brandsburton (p. 285). A Nicholas of Nottingham, no doubt a brother or other relation, was admitted to succeed him on 30 March, and on 27 April, being Rector of Epperstone in Nottinghamshire, was granted leave to reside alternately at his rectory and at Beverley. Adam of Heselbeach, Sacrist in 1333, excuses himself from a Convocation of Canons on the ground that he will be busy in or near York on Archbishop's business. The Precentor was in much the same way. Gilbert of Grimsby, indeed, seems to have been usually resident. He made his will and died at Beverley in 1306. But his successor, Richard Lisle, promptly (5 June, 1307) obtained from the Archbishop leave of absence for two years at a university. He was accordingly absent at a Convocation in July, 1308, and again from one in 1314, and appoints his Succentor in 1320, in a letter dated at Long Newton. He died in 1325 at Brandsburton (p. 283), probably without ever having resided at Beverley at all. His successor, Richard of Grimston, admitted on 23 June (ii. pp. 69-70), on the same day obtained from the Chapter license of non-residence for two years, no reason being assigned, but the term named looks like leave to attend a university.

The Chancellor Robert of Bitham, who appears as such in 1290, appears to have resided, as he acts in divers Chapter business from 1305 and 1306 (pp. 92, 96, 157) to 1318 (p. 363). In 1320 a new Chancellor, Robert of Laneham, appears in a presentation dated at Beverley (p. 382). In 1322, 27 March, his successor, Alan of Cotham* is appointed, and at once obtains license for non-residence "by turns." In 1333 (ii. 104) William of Ferriby, Chancellor, gives a proxy to excuse his presence at a Convocation. In 1334 (14 October) Henry Bassett, Chancellor, is given leave of absence

* This place appears to be really Cottam or Cotham on the Wolds, E. Riding. I have always called it Coatham, thinking wrongly that it was the place of that name near Redcar, N. Riding.

for a year (ii. 111), and next year (ii. 113) appoints a grammar schoolmaster by letter dated at Lincoln.

It would appear that Beverley was perhaps more graced by their absence than presence. The Sacrist, N. of Nottingham in 1314, was defamed with a shearman's daughter and confesses. The Chancellor Bitham after confessing to Jane of Lindsay, 2 April, 1314 (p. 307), and being let off penance on condition of a fine of 10 marks if he repeats his offence, was on 7 May defamed with Matilda of Ripon; also with the same Jane of Lindsay, by whom he had a child; also directed to remove his portress Letty Howlin and another (?) woman from his house. It is to be observed that he was moderate compared with John the Porter, one of the clerks of the Barfell, who, at the same Visitation, pleaded guilty to five different female friends.

The Grammar School.

A grammar school was an essential attribute, an inseparable accident, of a Collegiate Church, obligatory on it by Canon Law if means sufficed. But the Canon Law only followed the custom. Among the miracles of S. John attributed to William Ketell is one (*Hist. Ch. Y.* i. 281) with a *scholasticus* as hero. Canon Raine has translated the word as scholar, but it does not mean scholar but schoolmaster, as in the life of Archbishop Thurstan in the same work (ii. 162), when the two Archdeacons and the *scholasticus* accompany the Archbishop to the Pope. The words of the miracle itself show this. "A certain *scholasticus* a little after this (viz., the cure of an Irish apoplectic which the writer had seen) came to Beverley, wishing to teach school there (*scholasticæ disciplinæ studium regere*), since the place was full of clerks; and was received by the prelates of the church with whole-hearted zeal. Here as he was both an excellent schoolmaster (*literatoria disciplina pollebat*) and was ennobled by his character; his manners lowly and kindly pleased all; so did his skill in his art, made up as it was of pleasant exercise and judicious severity. Outside the church he taught a crowded school diligently;

inside he exercised the rule of the choir in like spirit; in both no lazy prebendary, but an active official." This does not mean that he was song schoolmaster as well as grammar schoolmaster. It was the business of the schoolmaster to settle the table of lessons for the day and who was to read them, and do the respective parts at the respective services. This paragon, however, cast his eyes on a pretty girl and fell head over ears in love. "The rigour of his discipline in school began to slacken; the fervour of his literary studies to cool; and you would think the man was stricken by no light disease, so did pallor and emaciation destroy the young beauty of his face." But S. John was better than Ovid as a love doctor. One morning, after matins, the love-struck master prayed and wept to the Confessor for a long time, and behold he got up cured of his desire, and at once became his former self, to the wonder of all observers. Perhaps it was well with such an inconstant subject that the good Saint did not prescribe the obvious remedy of holy matrimony.

Ketell as we have seen lived somewhere not far off the year 1100, so even then the grammar schoolmaster was regarded as an ordinary appendage of the church.

The next mention of the school occurs in Archbishop Giffard's Register, 7 March, 127$\frac{8}{9}$, in a letter* addressed "To his bailiff of Beverley." "Maintain" (*exhibe*, whence exhibition, still the technical word now for school maintenance) "John Ancher and his two companions attending school (*exercentes scolas*) at Beverley, from Michaelmas last, with 2s. a week, and their small necessaries in fitting style, and pay 36s. for three pownes for their use. It shall be allowed you on the account."

Our book is full of mentions of the school. On 27 October, 1304 (p. 43), it first appears when on the motion of Mr. Thomas of Brompton (there is a Brompton near Beverley), "rector of our school" (*rector scolarum*) Robert of Dalton, clerk, "who unmindful of his salvation" had dared to "teach school (*scolas regit*) in that town," viz. Dalton, "to the prejudice of the liberty of our church," "not fearing the sentence of the greater excommunication which was lately proclaimed four times

* I am indebted to Mr. W. Brown for a copy of this letter.

a year against all who violate the liberties of S. John of Beverley;" was warned to give it up in nine days or he would find himself solemnly excommunicated in Dalton Church. In the following January, in a document headed "For the Schoolmaster's Right," Stephen of Garton, clerk, received a similar warning for keeping an adulterine school (*scolas adulterinas*) in Kelk. He was to be excommunicated in his own school (*in scolis ipsius Stephani*). Next month, March, 1305, Thomas of Brompton is the subject of a strong letter (p. 58) to the Official of the Provostry, for having cited him in the Provost's court at the instance of Geoffrey of Sancton, clerk, "in a certain personal action touching our school, jurisdiction, and court (*forum*)." In a letter to John of Nassington, Canon of Beverley, and Official of the Court of York, the Assessor describes Brompton as "rector of our school, clerk of our choir wearing the habit, and at proper times set down on the table to read and sing in his turn." Apparently this action had also been brought before the Court of York, as another letter follows asking the Official of that court to remit the case of Sancton *v.* Brompton to the Chapter.

In December (p. 102) the Chapter requests the Official to cause Geoffrey of Sancton, excommunicate, to be boycotted, and it appears that the cause of the quarrel was again that Geoffrey kept a notoriously adulterine school (*scolas*) in the domain (*territorium*) of Beverley itself. In this letter Brompton is called schoolmaster (*magister scolarum*) showing clearly that rector and magister had the same meaning. This was effective, it seems, as on 22 January, 1306, Geoffrey of Sancton is ordered by the Chapter to be released from excommunication. In March of that year Robert of Dalton had to be again forbidden (p. 114) to keep his illicit school, there or elsewhere in the liberty. He was absolved from excommunication for this under the name of Robert of South Dalton (p. 169).

A new master had then been appointed, named Master Roger of Bolton. The whole process is set out at very interesting length (pp. 157 *seq.*). First, the collation by Robert of Bitham, the Chancellor of Beverley, to the Beverley Grammar School (*scolas Beverlacenses grammaticales*) to teach the

same for three years (*ad triennium regendas*); next, presentation to the Chapter; then the reading of a very elaborate testimonial from "the full congregation of Regent (*i.e.* teaching) Masters" of the University of Cambridge, Mr. Richard of Aston, Vice-Chancellor, in the absence of Mr. Stephen of Segrave, Chancellor, that he had faithfully pursued his studies in the liberal arts, and been a regent master, and was of good character; followed by a declaration by the Chapter through the Assessor that he was fit to be admitted; his oath of fealty to the chapter, and to teach school faithfully himself, and have it taught by faithful and fit officers; lastly, his personal admission into the same school by the Master of the Works.

In March, 1307, Mr. R. Bolton, schoolmaster, went to Mr. Robert of Ripplingham, Chancellor of York Minster, asking him for assistance in some matter unspecified.

In a convocation of Canons of 11 July, 1308, it is decided that the repair of the school (*scolarum*) is to be done by the schoolmaster, roof as well as walls, but if the school is wholly destroyed in any way its new building is the business of the Master of the Works. It seems probable that the question arose apropos of the rebuilding of the nave that was then beginning.

In May, 1312, a new schoolmaster (*rector scolarum gramaticalium Beverlacensium*) had a dispute (p. 292) as to how many choristers he was bound to admit to the school *gratis*. He wished to restrict them to seven (the original number, no doubt, as it was of Canons), and to make any beyond pay fees (*stipendium*). The Succentor differed. After inquiry from the seniors of the Church, and having consideration for the ancient customs of the church and school, the Chapter decreed that the number was not to be limited, but that all the choristers should be free (*liberi*). But the Succentor was not to admit boys to wear the habit in choir in fraud of the master. This is a most important passage in the history of grammar schools, as it shows not only that the school was not merely, or even primarily, a choristers' school, but also entirely destroys the basis of Dr. Kennedy of Shrewsbury's argument that free schools meant free from ecclesiastical control, and at all events did not mean, and never meant, free from

tuition fees, because "of school-keeping as a gainful profession we find no trace in the Middle Ages." In point of fact there are numerous instances of the regulation of school fees in the Middle Ages.

Here, in or about one town, a great town as the times went, but still not one of the greatest, we find no less than three rival schools to the grammar school set up and put down at the instance of the authorised grammar school master. The natural inference is that even in 1304 school-keeping was a gainful profession, since three men were anxious to practise it and the fourth went to law in defence of his monopoly. Why should they or he excite themselves if there were no profits to be made? Then we find our inference confirmed by the master actually exacting fees even from the choristers; and the Chapter declaring that the choristers at least are to be free scholars (*liberi*), the very word, which Dr. Kennedy asserted, was never used to mean free of payment.

On June 7, 1313, we have the order already referred to as to the removal of S. Nicholas' service to the altar of S. Blaise pending the rebuilding of the new work, the nave, showing that the Boy Bishop was in vogue at Beverley as in other churches.

Next year among other misdemeanours of the Chancellor he is accused (p. 314) of breaking the ancient custom of the Church by making the schoolmaster's appointment perpetual "until he should receive other promotion." The gist of the complaint lay in this, that the ancient custom, the rule of York, was (as appeared in the York statutes collected in about 1290) that the master should only hold for three years. On 25 July, 1320, a new Chancellor, Robert of Laneham, appointed Mr. Geoffrey of Whitby, clerk, nearly in the same form as the appointment of Mr. Roger of Bolton, *ad scolas gramaticales Beverlaci* to hold for three years" (*ad triennium regendas*). In fact he held it for fifteen years, for the next appointment was 13 August 1335 (ii. 113), when Henry Bassett, Chancellor, writing at Lincoln, informed the Chapter that he had conferred the teaching of the grammar school (*regimen scolarum gramaticalium*) vacant by the death of Geoffrey of Whitby, on Mr. William Bredon of Beverley.

One of the last entries in the book in the year 1338 (ii. 127)

contains a very curious and interesting peep into the old customs of the school. It is headed "of gloves to be given to the ministers of the Church," and contains the decision of the Chapter's Assessor in a case which had been heard before him "as to the gift and livery of competent gloves" "by Bachelors newly made in the grammar school of the Church." The decision is that they are bound to give them to certain officers of the Church, eight pairs in all: namely one pair each to the Chapter Clerk and the Assessor, to the Chapter Crier (*preconi*), to the Chamberlain's Clerk, to the Clerk of our Lady's Altar, to the Clerk who makes the service list (*tabulam*), and to three Sextons. The establishment of a custom for such extensive and expensive tips as these goes strongly to show that the school was not confined to mere choristers or poor clerics, but was attended by the same classes that now send their sons to grammar and public schools. The power of conferring degrees in grammar is noteworthy; and points to considerable prestige on the part of the school.

In the Town Minute Book 1436-1494, we find several casual notices of the schoolmaster in Henry VI.'s reign, Mr. William Hardinges. In 1434 he paid his quota towards finding archers against Scotland in virtue of his residence in that part of Keldgate, which was in the Provost's fee.

On 6 September, 19 Henry VI., 1439 (p. 35), William Hardinges, schoolmaster (*magister scolarum*), was ordered by seven out of the twelve Governors to lay down 20s. for putting milch cows in the pasture of Fegang, now mis-called Figham, against the regulations. He refused to pay the fine and was disfranchised "according to the registered Ordinances." On 17 February, 1440, "Mr W. Hardinges master of the school of Beverley (*magister scolarum Beverlaci*) discharged of his freedom, came and was admitted to the freedom of his burgessship on the petition of the Lord Provost, Mr. William Duffeld [Canon Residentiary], Mr Auditor of the Archbishop, John Pontyngton, and other venerable persons. He for his trangression submitted himself humbly to the grace of the community and laid down 20s at their mercy, and was sworn anew. The said 20s were graciously re-delivered to the said William on condition that he does not do it again."

In 1446, 1448, and 1456 he was himself elected one of the twelve Governors. In 1447, with the Governors and a large number of Burgesses he rode with two horses (most of them rode unaccompanied, on one horse) to "Routhespitell" to meet King Henry VI. on his coming to Beverley, and, as Steward of the Great Guild of S. John of Beverley, with the Master, he advanced £10 towards the present of £85 given to the King. The speech of Roger Rolleston in receiving the King on this occasion is recorded: "Most graciouse cristen Prince, our Soveraynge lord, ye be wollcom til your pepul and town of Beverley." This might usefully serve as a model for modern mayors and recorders on like occasions.

The grammar school was the one institution of the Church for the restoration of which the town asked when they petitioned for the grant of the fabric lands of the Church, towards its maintenance, in 1552. (*Yorks, Ch. Cert.*, ii. 542.)

The Song School.

The Song School or Precentor's School does not appear at all in our records. That it existed there can be no doubt. It occurs in a quite casual way in the only extant Fabric Roll, for 1423-4. In the account of the Bailiff of Bentley, a manor appropriated to the fabric, under the heading of "sale of faggots with wood," is a marginal note "memorandum of one oak felled for the chanter's school given to the same." The Latin original has "pro scola cantoris datis eisdem." The plural form eisdem is curious, it marks the tendency to think of a school in the plural, though in fact the word scola is here put in the singular. It was just at this time that the change took place, the plural form being dropped, and the more correct singular taking its place. In the account roll of the Receiver of the fabric preserved in the British Museum (Add. Ch., 27324) printed by Poulson, p. 638, occurs, "Stipend of George Morsell, Master of the Choristers, conductor of the Mass of our Lady, and the name of Jesus, 46s. 8d." Poulson, like Dr. Sharpe, in his *Calendar of Hustings Wills*, has translated *conductitius*, as "conductor." But, as pointed out in my *English Schools at the Reformation* (p. 23), Conduct is a well-known term, appearing in the Statutes of Winchester

College in 1400, and elsewhere, for a priest who had not a freehold in his office, and is in use to this day for the Chaplains of Eton College. It means a hireling, or hired Chaplain.

The Vicars.

The Vicars of Beverley were primarily in the main the same as the ordinary Vicars in a Collegiate Church. They were the choir-deputies and representatives of the Canons; but as we shall see in discussing the position of the Minster as a parish Church they were also parochial Vicars, having care of souls; a very exceptional arrangement.

We do not hear much of the Vicars in the Act Book. We get but few of the somewhat too racy details of their inner life, which were afforded in the *Visitations and Memorials of Southwell Minster*. The reason is that the details of the Archbishops' visitations are not preserved, and in only one case are the details of a visitation by the Chapter of its inferior Ministers recorded. This was May, 1314 (p. 313, *seq.*). The entries come to an abrupt conclusion, but those made reveal much the same state of morals and manners as existed at Southwell. The performances of the Chancellor have already been remarked on. Those of the clerks of the Bearskin will appear under their proper heading. Three Vicars are mentioned. "John of Coupland is diffamed with Margaret Bene: confesses and abjures her, and suspect places, on penalty of 60s. to the Chapter." William of Hasthorp said to be guilty with Emma of Swine, denies and goes through purgation. John of Risby is guilty with Juliana of Rands (Raundesse). There the record suddenly ends.

A curious case arose as to Robert of Grimsby. Canon William of Lincoln, in 1305, presented him to the Vicarage of his stall. A rumour being spread that he was engaged to be married to Juliana, daughter of Stephen of Grimsby, the parties were summoned before the Assessor (p. 51), and both denied that there was any contract of marriage or arrangement in fraud of marriage, and he was duly admitted. A year later, February 1306 (p. 111), he was again summoned on a report that he had been lawfully married to this Juliana.

and that there was an agreement under which she was to receive a yearly pension from his vicarage—an incident which recalls the story of the wife of the fellow of King's, in the old days when matrimony vacated a fellowship, who after his death wrote to the college from some Lancashire public-house to know why her annuity was not paid in the usual course. The result of the trial does not appear, but as on 19 April (p. 125) Thomas of Yarwell was admitted to the same vicarage vacated by the removal of Robert of Grimsby for not taking priest's orders within a year of his admission, it must be assumed that there was truth in the story of Juliana. Robert was apparently versed in Canon Law, as in September, 1305, he had been appointed the Chapter's Proctor in a dispute with the Court of York (p. 86), but in June, 1306 (p. 141), he was superseded by John of Risingdon, the Chapter's assessor, and disappears from view.

Another Grimsby, Thomas by name, Vicar in 1330, had a quarrel with William of Swine, a fellow Vicar, and next day the latter is admitted to purgation with regard to Alice Bate of Barton.

What appears to be a fragment of a chapter visitation occurs in 1338 (ii. p. 128-9), in which a clerk of the Bearskin, and John of Rosse, Vicar, appear on the usual charges of intimacy with women.

The Parsons or Clerks of the Barfell.

The most mysterious element in Beverley Minster was that of the seven Berefellarii, as they are most commonly called in the Chapter Act Book. It shows how little one can rely on local "tradition," and how tradition is nothing more than guess history, which may be true, but is more likely to be false, that the Chantry Certificate, the information contained in which was furnished by the members of the Minster, says that they "were first ordained in the said church as clerks by S. John of Beverley in 703, and after that named persons by one Aldred, Bishop of York."

They are never called parsons in the Chapter Act Book, and we know perfectly well when they were first called so,

namely, by the statutes of Archbishop Arundel, in 1391. By these he provided that "whereas John of Thoresby, of worshipful (*recolendæ*) memory, formerly Archbishop of York, for the honour of the Church of Beverley and the greater decency of those ministering in the same, ordained that the parsons (*personæ*), formerly called Berefellarii, should conform in dress to the parsons officiating in divine service in the cathedral and metropolitical Church of York; and because the scandalous (*turpe*) name of Berefellarii, openly laughable (*patens risui*), still remains, we will that the said seven be from henceforth called not Berefellarii, but parsons." This assimilation of the seven clerks to the parsons of York Minster was historically quite misleading. The parsons of York Minster were entirely different people, being "priestly persons, having chantries;" in other words, chantry priests. They were not individual foundations, like the Chantry priests at Beverley and in other churches, to pray for the souls of individual founders; but were part of the original foundation of the church; and, their primary duty being to say masses for their founders' souls, were bound to be priests, and properly called *personæ* or parsons of their Chantries. The Berefellarii of Beverley were part of the original foundation, were not the creation of individuals, had no special cures, were not necessarily or usually priests, and so were not in any way properly called parsons.

In the Chapter Act Book the Berefellarii are described in many ways. In 1290 (p. 190) they are called "clerks of the Barefell" (*clerici de Barefell, Barfell*, and *Barfellis*). In 1305 (p. 50) they are called *clerici Berefellarii*, and (p. 50) "the seven clerks who are called Berefellarii." In 1306 one of them is called (p. 129) "clerk of the berfell" (*clericus berfell*), and another "clerk of the berfells" (*clericus de berfellis*) in one place (p. 155) and *de berfella* in another (p. 170), and *de berfell* in a third (p. 174). In 1314 (p. 304) "one of the seven clerks, *de barfello*" (p. 304) is mentioned; and the same man is called by the Chapter "our clerk of Berefell" (p. 307). Most often one of them is called merely "one of the seven clerks" (ii. 44, 96, 100). Sometimes a Barfellar is called (pp. 256, ii. 40) a *portionarius*, and the clerkship itself is called a "portion," once a "benefice," and [illegible] a

"corrody" (pp. 391, 394; ii. 41, etc.), and (1306, p. 107) "a corrody in the Bedern."

It is perhaps proof of their antiquity that they received their "portions" in the Bedern, and were appointed by the Provost (p. 107, etc.), like the three Dignitaries, and were interested with them (p. 56) in the due service of the Bedern by the Manciple (*Discularius*).

During our period these clerkships were largely treated as University Exhibitions. Thus, William of Anlaby, the first one mentioned by name in the Chapter Act Book, is said (1306, p. 127) to have been appointed when a minor, and consequently had not taken the oath which he is then summoned to take. A year before (1305, 2 June, p. 73) he had license of non-residence to attend a university for two years, and when he took the oath (16 May, 1306) it was with a saving of his license for non-residence, and his license is renewed by the Archbishop to enable him to continue his studies. He is not called Dominus; he was not ordained even an acolyte till 1306. In 1314 he was absent and excused from attending the Archbishop's visitation. He resigned in 1321. His successor, Richard of Boynton, was given leave of absence for three years to attend a university in 1324 (ii. 44), probably a renewal of a previous license. In 1330 he was living in Beverley and paying too much attention to Margaret le Mareschall (ii. 96).

Again, Robert of Crakehall, who was a Berfellar in 1290 (p. 191), did not become an acolyte till 1306 (p. 155); he then became Sub-deacon (1306, December) and Deacon next year. He is called simply "our clerk" in 1304 (p. 21). He died in 1324. He was succeeded by John of Huggate, probably a relation of Provost Nicholas of Huggate, who appointed him. Huggate had been at the university, as he is called Master, a term confined to M.A.'s. In 1324 he, too, was in difficulties with a lady.

In December, 1312, Provost William of Melton appointed John Porter (*le Porter*) of Beverley clerk of the Barfell (p. 299). He was promptly given license of non-residence to mid-Lent on the service of divers lords by the Chapter, and the following April obtained from the Archbishop a similar license two years for the service of Sir Henry Percy, Kt.

license to reside and be absent by turns (*per vices*) was given him by the Chapter in January, 1314. In May of the same year at a Visitation of the Chapter he confessed to misbehaviour with no less than five women, and in 1330 (ii. 95) was ordered to remove Alice of Thorne, of bad character, from his house. He had then become a Dominus.

In 1321 Walter of Harpham was admitted to the corrody which Ingram (*Ingelramus*) of Lincoln had. This Ingram had in 1314 been accused of keeping a wine tavern, and having a mistress named Gundred in Hull. He is not called Dominus at the visitation, while the Vicars Choral are. He was not a priest. Walter of Harpham, on succeeding him, was at once given license of non-residence for a year (p. 391).

The duties of the Berfellarii could not, therefore, have been very onerous. What they were does not appear. The word Berfell probably means bearskin, perhaps from their wearing bearskin collars. But there seems hardly reason in this for the strong terms of low (*turpe*) and ridiculous, used by Archbishop Arundel of the name. The word bearskins is not considered derogatory to the Grenadier Guards. Perhaps it was interpreted to mean bare-skins. It is remarkable that they are not mentioned by name in the very ancient "Ordinance for the Refectory" already quoted.

But there is a body of seven mentioned, which may be or must be the origin of the Berefellarii (*Archæol.*, lv. p. 10). "Also it was determined concerning the seven poor who for seven Canons have their corrody in their (*sic*, whose? the poor men's own or the common) refectory in alms: that at dinner they shall have two dishes and one in the evening (*vel e converso*) and that each Canon shall know which of the said seven belongs to himself. When a poor man died, lest the Canon to whom he seemed to belong should attempt anything heavily or by way of usurpation in putting in another, it was determined that first another should be put in by the common consent of the Dignus and Canons, and then be deemed the almsman of the particular Canon. It was determined also that if any clerk, of good behaviour frequenting the Church, had not a full livelihood from other sources, then for the improvement of the services of the Church he shall be received in the place of a poor

man." This last sentence gives the clue to the development of what was at first a mere bedesman or almsman into the clerk of the Bearskin of the Act Book. A hospital or almshouse was an essential attribute of every Cathedral Church. S. Peter's, afterwards S. Leonard's, Hospital at York is a conspicuous instance. S. Ethelbert's Hospital, Hereford, of which the Dean is or was ex-officio master, is, perhaps, the only surviving specimen. The provision of Henry VIII. for the bedesmen at Canterbury and Winchester, where they still survive, and, perhaps, elsewhere, was a reintroduction of this element into the cathedrals of the new foundation. At Beverley these seven poor men, one for each Canon, seem to have represented the same element. The poor clerks seem to have gradually supplanted the poor bedesmen proper. Certainly we find no trace of poor bedesmen in our Act Book, or later.

If this be the origin of the Berefellarii as appears probable, it can be paralleled at Exeter, at Lincoln, and in a very remarkable and unexpected quarter at S. Paul's, London. At Lincoln the earliest account of the "Clerk of the common (fund) of the Chapter" in the time of Richard of Rowell, "then Provost" (the Canon yearly appointed to superintend the administration of this common fund), for the year 1305-6, paid £16 0s. 8d. for the commons of a chaplain, eleven "poor clerks," and two others ministering at the altar of our Lady at mass, while various sums are paid for clothes for the "poor clerks" bought at S. Botolph's fair, and for Mendip cloth (*Mendepes*) bought from merchants. These "poor clerks" were appointed by the Dean, and their chief duty appears to have been to take care of the various altars in the minster and the offerings thereat. Thus in 1415 (A. 2, 30, f. 40 b). Dean Macworth appointed Richard Ireton "to the office of poor clerk and custody of the altar of S. Michael in the church of Lincoln." The Chapter, who were at war with the Dean, "having regard to his boyish stature, and small learning, and that he was still hearing his Donatus in school" (as we might say still at his primer, or learning his declensions) refused to admit him. In 1437 (A. 2, 32, f. 121) the poor clerks, who were then a quasi-corporation, were warned through their Provost "to attend the public school and learn

there with some profit (*effectualiter*) on pain of deprivation." The month after at a like warning it was ordered that those not showing proficiency should be expelled, and that when they came to lawful age they ought to get themselves ordained priests. In June the same year a poor clerk admitted to the custody of the altar of S. Katharine took oath to do his duty and attend school. So it goes on right down. In 1483 the poor clerks are told to frequent the grammar school, and not women; and two of them who were over twenty-four are directed to take holy orders. In 1492 an examination was held of them, and the names and ages of ten of them are given; when it appeared that one was over twenty-four, two were twenty-three, one twenty-two, one twenty-one, four were twenty, and one nineteen years of age.

Practically, therefore, the Poor Clerkships at Lincoln were very much like Bible Clerkships at Oxford, only the holder attended Lincoln Grammar School instead of University Lectures.

The Seconders (*secundarii*) clerks of the second form at Exeter seem to have been much in the same position.

In the code of Statutes drawn up in 1268 (Harl. 1027, f. 6) it is said there were twelve clerks of the second form of good name and fame, singing well and adequately instructed in grammar. In 1276 (f. 16) they were not to include any priests, but only deacons, sub-deacons, and acolytes.

There are only two præ-Reformation Chapter Act Books now remaining there, the latter of which begins in 1521. On 4 July, 1528 (f. 51), the President of the Chapter, "on account of the carelessness and negligence of W. Barlabeyn and Robert Johnson, clerks of the second form, because they have not attended the grammar or song school or church, properly deprived them of their habit with all its emoluments for a month." In June, 1529, all the Seconders complained that whereas they used only to pay 6d. a term to the grammar schoolmaster for teaching them, now they were made to pay 1s. a term. After an examination of the records, the Chapter ordered that they should only pay 6d., the ancient stipend. The secundaries are mentioned in 1544.

It is somewhat surprising, but the inference appears to be

inevitable that the Lincoln Poor Clerks, at all events, if not the Exeter Seconders and the Beverley Bearskins, were much the same as the Minor Canons of S. Paul's. Among the records of S. Paul's is a book marked C. [W. D. 2] at the beginning, a fifteenth century book, but containing on f. 89 a thirteenth century "account roll (*computus*) of the manors paying towards tenths and cash." It states that according to the ancient customs of S. Paul's as there are thirty Canons so there are thirty Vicars, one to each Canon, who received 10d. a week. Besides them were three Minor Canons and the scribe (*scriptor librorum*) each receiving 10d. a week, and nine Minor Canons having 5d. a week. It says: "at Our Lady's altar serve seven Minor Canons, one every day in turn at mass, and their clerks helping them receive by the hands of the Vicar of Markingfeld five marks a year, and from North Lee Church four marks. Also the aforesaid Minor Canons serve below (in the crypts) at the altar of the Apostles to the number of nine, doing by turns for a week the solemn mass of the Apostles and receive £9 a year from Sunbury Church."

The Minor Canons it would seem ranked at this time below the Vicars Choral. The three seniors received the same weekly pay as the Vicars Choral, but the nine other "Petty Prebendaries," as they are sometimes called, received only half the pay of a Vicar Choral. They are mentioned, it is to be observed, after them. But whereas in S. Paul's the Vicars Choral were not all priests, and some of them were deacons or less, the Minor Canons being, one may say, the Chantry priests at Our Lady's altar, performing mass in the Lady Chapel, were all priests. They subsequently rose above the Vicars Choral, and their rise may perhaps be attributed to this; and also to the fact that they were not like the Vicars Choral, individually the servants of the individual Canons, but occupied an independent position.

Like the Poor Clerks at Lincoln they appear to owe their origin to the establishment of the Lady Chapel to the service of which they peculiarly belonged, but like the Poor Clerks they seem to have been devoted to the service of other altars as well. The Poor Clerks, however, remained unsacerdotal, while the Minor Canons being sacerdotal improved their position. In this respect it would appear that the

Bearskins of Beverley, with a perhaps even humbler origin, followed rather the fortunes of the Minor Canons of S. Paul's than those of the Poor Clerks.

In our Chapter Act Book, being treated as non-resident exhibitions, no doubt tended to raise their status. Arundel's statutes, though insisting on residence, appear to have done so still more. In 1472 (Pat. 2. Edw. IV. ii. 9) they were incorporated by the name of "The Seven Parsons in the Choir of the Collegiate Church of S. John of Beverley." The reason for their incorporation is stated to be that "their place, condition, and degree or estate ought to be among the more honourable in the said choir; that they have to give "their personal and continuous residence and costly and daily personal presence at all canonical hours" and that "the corrodies or stipends are so diminished that they are not sufficient to support their estate and burdens."

In the Provost's accounts in 1532 they are called "Rectors of the Choir" and in the Chantry Certificate "Persons." They then had common lands of the value of £52 8s. 7¾d. net. over and above their corrodies of £6 13s. 4d. each.

A copy of their common seal is to be found among the Dodsworth MSS. in the Bodleian Library at Oxford.

The Chantry Priests.

At the dissolution there were, as we have seen, fifteen Chantry Priests in Beverley Minster. At the earlier date to which this book refers, there were less than half that number. The chantries which appear in the book are those of S. Nicholas, of S. Katharine, of S. Michael's altar, the chantry on the Beam in Mid-Choir, the King's Chantry and S. Peter's. Of these the Chantry of the Fraternity or Brotherhood of S. Nicholas appears to have been the oldest. It is called in 1311 (p. 288) the "chantry in the chapel of the Brotherhood (*Fratriæ*) of S. Nicholas" and in 1312 (p. 297) "the Chantry of the chapel of the Fraternity or Brotherhood of S. Nicholas of Beverley." In 1312 there was some dispute about the right of presentation to it with Sir John of Hotham (probably not a knight, but the ecclesiastic who afterwards became Chancellor of England and Bishop of Ely). The

Chapter assert their right to present, saying that though Mr. le Cras (a former Canon) had claimed it, the Chapter had always presented, and a list is given of six holders before John of Rolleston the then holder, who was also Archbishop's Vicar Choral, and master of the hospital of Newton in Holderness (p. 296.) On 17 Sept., 1316 (p. 342), the Chapter at a convocation exercised the right of presentation, giving the chantry to Sir Alan of Humbleton, the senior Vicar.

The Chantry of S. Michael's altar is mentioned only once, in 1307 (p. 131), when the Chantry Priest, William of Alnwick, was summoned by the Chapter for throwing down a wall of a garden of S. John's in Lortegate. The deed of conveyance of its endowment will appear in the second volume. It consisted of a capital mansion in Fleming-gate, and certain rents in the same street amounting to 16s. 2d., which had been purchased of Peter Derman by the executors of Mr. William Scot, late Archdeacon of Worcester, for £20, and conveyed for the sustenance of a chaplain to pray for his soul. The deed is about 1225, being witnessed by Mr. Simon of Evesham, Archdeacon of the East Riding.

The Beam in Mid-choir (*Trabs in medio chori*) is also only mentioned once, 17 September, 1316 (p. 342), when it was given to Robert of Sigglesthorne, a Vicar of long standing, appointed in 1291 (p. 27), and still one in 1325 (ii. 60). In the second volume will appear a deed conveying a rent of 2s. "for the light on the beam before the high altar in the choir" by John Wallthief (Waltheof), burgess of Beverley; in exchange for a rent of the same amount payable by the Friar's Preachers.

The King's Chantry, the name of which does not appear, but was probably that called in the Chantry Certificate S. John the Evangelist's, being at the high altar, has been already discussed.

S. Katharine's Chantry is first mentioned in 1323 (ii. 39), when R. Birkin describes himself in his will as its Chantry priest. He is described as "Chaplain" however in 1306, so it must have been founded before that date. Its holder in 1329, J. Binder, had been in the usual state of suspectness with the ladies. This Chantry was in the gift of the seven Vicars of the seven Senior (*majorum*) Canons. In 1335 (ii. 115) when

Binder resigned they appointed John of Hornsea, Junior; a relation no doubt of John of Hornsea the then Senior Vicar. In 1548 this Chantry was worth £5 2s. 6d.

S. Peter's Chantry foundation appears in our book on 11 May, 1307 (p. 206). On 22 March that year license in mortmain was granted, dated at Carlisle, to enable Robert of Pickering, Canon of S. Peter's altar, to grant eight shops built by him on his prebend to the Chapter for the Chantry. The position of these shops is described in Pickering's Ordinance as lying lengthwise from land of the prebend of S. Katherine to land of the prebend of S. Mary's, and in breadth "between the highway of Beverley called Fishmarket-gate, and the wall on his prebend." Fishmarket-gate no longer exists under that name. The rents of these shops were to be collected by the Master of the Works and the stipend of the Chaplain was to be five marks a year thereout. He was to officiate at St. Peter's altar, daily performing the full service for the dead, viz.: Placebo, Dirige, and the Commendation (of Souls) every day, except on principal Feasts, when he was to be present at processions and services of the Minster. The deed is dated at Brantingham, of which Pickering was Rector. On 16 May the first Chantry Priest John of Hornsea, Deacon, but to be ordained Priest at the next ordination, was presented by the founder as the first Chantry Priest. He was succeeded in 1318 by John called Courtman of Pickering (p. 357). In the Chantry Certificate this Chantry had been slightly augmented, as its value is given as £5 3s. 10¼d. net.

The Minster as a Parish Church.

The Chantry Certificate describes the Minster as a collegiate and parish church. Usually when a college church was also parochial, the college, as at Southwell (*Southwell Minster*, pp. 39, 72, 110, etc.), maintained a parish Vicar who was specially charged with the ordinary parochial duties.

In this respect, too, Beverley was peculiar. Originally, no doubt, the college was the only church in a very large district. It was the Archbishop's East Riding Cathedral

Church; and the Canons were the permanent staff who performed the general diocesan missionary work as well as the parochial work. In 1325 (vol. ii. p. 57), in a dispute between the Archbishop, William Melton, and the Chapter, arising on a visitation, the Archbishop alleged that the Church of Beverley was at first parochial and afterwards divided into prebends or portions; and that, though the parish was very large and many places in it very far off, no regular vicarages had been instituted, except in S. Martin's prebend; though the stall Vicars could not properly attend to them. It is most probable that this was putting the cart before the horse, and that the college came first and the parishes afterwards. The origin of Vicars Choral is in fact probably due to the desire of the Canons after the division of the college estates into prebends to reside on their prebends and perform their rectorial duties and look after their estates, discharging their singing and praying duties in the Minster by deputies. Afterwards they appointed parochial Vicars so as to discharge their parochial duties by deputy also.

Whether because of the paucity of population outside Beverley town or that the actual district was not in early times too extensive to be served from that centre, the prebends were never separated into parishes. The answer of the Canons in 1325 to the Archbishop was that the Canons have sufficient Vicars, each Canon one, duly presented to the Chapter, having the cure of their vicarages and the cure of souls attached to them; and that the parishioners of the several prebends come to their respective altars in the Church of Beverley assigned to their prebends; unless they are sick or old, when the Vicars go to them. And besides the Vicars each Canon had a clerk to his stall, who received fixed pay to help in the duties of the stall.

In 1425 an Inquisition was held to ascertain how far Beverley township and borough was liable for a subsidy to be levied on the inhabitants of every parish containing more than ten householders, assessed at various rates, which in boroughs amounted to 2s. a parish when the living was assessed at 20s., rising rateably. The commission for the subsidy and the finding of the Inquisition preserved in the

old "Paper Register" of Beverley town will appear in the second volume. The finding was that there was the Parish Church of S. Nicholas, commonly called Holmkirk, which was valued at more than 10 marks and had more than ten inhabitants. As regards the Minster, it was found that there were in it eight prebends; to the altars of some of which parishioners were separately attached, viz.:

(1) S. Martin's altar in the chapel over the charnel in the churchyard, with the Chapel of S. Mary's in the town annexed to it. The small tithes and offerings went to the Vicar of the altar and chapel, and were valued at 10 marks. The offerings and great tithes went to the Canons Residentiary. The prebend of S. Martin, assessed at £45, received the Lent tithes valued at £14 a year, and the rents of five tenements in Beverley worth 50s. a year; the rest of its endowments consisting of thraves and rents outside the borough.

(2) S. Mary's prebend, which had eight houses in Beverley, valued at £2 a year, the inhabitants of which contributed offerings worth 3s. 4d. a year. The rest of its endowments consisted of thraves, and of rents in North Burton, outside the borough.

(3) S. Stephen's prebend had three tenements only in Beverley, and those uninhabited. Besides thraves, it had half the tithes of Molescroft, and lands in divers parishes outside the borough.

(4) S. James's prebend also had only three parishioners in the borough. Besides thraves, it had half the tithes of Molescroft, the tithes of Nike, and rents, etc., in divers places outside the borough.

(5) S. Katharine's prebend had five tenements in the borough, at a rent of £1 a year, the offerings of the inhabitants amounting to 4d. a year. Its endowment consisted of the offerings of pilgrims and others at the high altar. Its total assessment was only ten marks.

In the document as headed "Discharge of the town of Beverley from the subsidy exacted from the parishioners of S. Nicholas' Holmkirk" there is appears to be that Beverley ... paid the subsidy altogether. The prebends were not

parishes; S. Mary's was not a parish church, but only a chapel, attached to a prebendal altar.

Three of the prebends besides the Archbishop's prebend would thus appear to have had no parish in Beverley, but presumably served other places where their estates chiefly lay. Thus the vicar of S. Peter's prebend may have had parochial charge of Risby (we learn from the Chantry Certificate that Thearne was in the parish of that altar), S. Andrew's of Tickton, and Hullbridge, which latter is definitely stated to have been in it; while S. Michael's comprised Beverley Parks, the Archbishop's Park, and the surrounding villages in that direction.

The only real parochial vicarage established in the Minster Liberty seems then to have been that of S. Mary's, the town church of Beverley; a church in the front rank of parochial churches for size and beauty, a splendid specimen of the splendid Perpendicular style. Nominally it was only a chapel of ease attached to S. Martin's altar. This altar would appear from one of S. John's miracles (*Hist. Ch. Y.* i. 326) to have originally been in the nave. A canon woke up in the middle of the night, and heard the bells ringing as if for the midnight service, so he got up and went in, found the doors open but nobody there, passed by the churchwardens, found them asleep. Wondering, he went into the lower part of the church (*i.e.* the nave) and stood before S. Martin's altar, and there sat down for some time in terror. A little while after all the doors of the church suddenly shut themselves. When he told the story next day the crypt-keeper went one better. He had seen a procession of clerks, priests, and bishops, with a crowned lady, who was inferred to be "the holy virgin, the mother of God, who is truly called the Queen of Heaven." These miracles clearly showed that Beverley Minster was a sacred place, and that the souls of the saints came to visit their own remains. In later times the altar of S. Martin had been removed to a chapel over the charnel, outside but against the south-west end of the church. When this was done is not clear, but it was most probably on 5 April, 1325 (ii. 44), when an order was made assigning the altar, formerly S. Martin's, to the vicar of S. James' prebend,

who immediately transferred the image of S. James and other ornaments from the old altar of S. James to the new (p. 146). At the time of our record the chaplain who attended at S. Martin's altar called "the parish chaplain of S. Martin's altar," appears to have been a different person from the Vicar of "the chapel of the Blessed Virgin annexed to the altar of the Blessed Martin" (p. 182), called also "the church of S. Mary in Beverley" (p. 146). It has been supposed hitherto that a regular vicarage of S. Mary's was only constituted in 1325 (Poulson, ii. 725; Oliver, 127). But our book (p. 194) (which was known to, but for the most part ignored by, Poulson), shows that it was erected at least as early as 1269. This is the earliest document appearing in the book, and may perhaps have been written at the time on a loose folio, which now forms f. viij. (misprinted vij.) of the book. It hardly reads like the first establishment of it even then. It is entitled, "Ordinance of the Income of the Vicarage of the Altar of S. Martin," and is made by Masters Thomas, Archdeacon of Nottingham, and Ruffinus, Archdeacon of Cleveland, acting as Commissioners of Archbishop W., *i.e.* Walter Giffard, 23 Dec., 1269. "Muzzle not the ox," it begins, and *a fortiori*, "he who ministers spiritual food to hungry souls ought not to be inhumanly defrauded of the temporalities." So they settle the portion of "the vicarage of S. Martin's altar in the parish church of Beverley, with the chapel of S. Mary's thereto belonging," with the consent of Gilbert of S. Lossland, the canon of the prebend (afterwards Bishop of Chichester). They understand that in the parish which belongs to the said place the "annuals, trigintals (*i.e.* casual gifts for masses for souls for a year or a month), with legacies and Lenten tithes are worth 20 marks; while the pennies offered at the altar and chapel are worth 5 marks a year." These are put in a valuation of the prebend in 1308 (p. 217) as "tithe of the profits of Beverley £5, Lent tithes £20." The Vicar was to have these, which were casual, together with a fixed stipend of 10 marks a year from the Canon. The Vicar was to serve "the parish alike of the Mother Church as of the chapel, with a proper number of fit priests and clerks, and to be present in the Minster at all proces-

sions in the Prebendal Church on Sundays and Fast-days." Roger of Rise, chaplain, competently learned, was admitted vicar by the Commissioners on the terms laid down.

It appears from the later Ordinance of Archbishop Melton that the Vicar of S. Mary's was definitely bound to keep an assistant priest or chaplain both in the Chapel of S. Mary's and in the Chapel of S. Martin's altar; but the Vicar himself remained Vicar of each (p. 57), the assistant was only called "Parish Chaplain" (p. 146). The semi-independent portion of S. Mary's appears to have given rise to some troubles. On 31 Oct., 1304 (p. 43), the priests serving in the chapel are warned, on pain of excommunication, to attend the processions in the Minster. On 4 March, 1305 (p. 57), the Master of the Works of the chapel is warned, under the same penalty, not to keep the wax and wax candles and other things coming to the chapel, which are the perquisites of the Sacrist of the Minster. On 1 March, 1307 (p. 189), it was provided that the four clerks ministering in the chapel should be examined in grammar and song, be approved, admitted by, and sworn obedience to the Chapter, like the clerks of the Minster choir, and attend the Minster Processions. What the object of Melton's ordinance in 1325 was as to S. Mary's vicarage is not clear. The only alteration seems to have been to reduce the stipend paid by the Prebendary of S. Martin's to the Vicar from ten marks to five, perhaps that was the main object, opportunity being taken to define more exactly the nature of the tithes which the Vicar was to take.

The chief part of the fabric of S. Mary's was of a later date than our era.

S. Nicholas Holme, or Holme Kirk as it is called, though claimed and allowed as an independent parish in the Inquisition of Henry VI.'s reign, is in the Act Book claimed as a chapel in a document of 12 July, 1309 (p. 245), in which the parish priest and others serving in it are specially warned to attend the Minster processions, as those of S. Mary's were. Some serious quarrel, however, was going on between the Prebendary of S. Martin's and the Rector, as he was called (p. 238), of S. Nicholas' Church, ending in appeals to Rome. On 7 Nov., 1304 (p. 45), John, son of Thomas, son of Emma

of Eske, was summoned to appear in the Provincial Court of York to answer Robert of Harpham, Rector of S. Nicholas' Church. Whether it was another matter or not, on 11 July, 1308 (p. 219), an order was made in Chapter that the Rector of S. Nicholas' Church should not receive any oblations in S. Mary's Chapel arising from his parishioners in Norwood. On 19 June next year an appeal was pending in Rome at his instance, which the Chapter's Proctor there had not defended because his retainer had run out (p. 238-9). On 13 Dec., 1309 (p. 257), the Rector of S. Nicholas was excommunicated by Papal Commissioners in England for contumacy, and three days later (p. 259) summoned to appear at the Church of S. Mary at the gates of York (*ad valvas Eboraci*). I have perhaps rashly assumed that the document of which only part appears in 1310 (p. 261) represents a satisfactory ending, by absolution of this Rector. It may only have been a fresh summons, as a large gap in the book occurs at that place.

The Chapter Act Book.

Such was the constitution of the Church whose workings we see in the documents which furnish the title and text of this book.

There are only three ancient books known to exist out of all the mass of such books which must have been kept by the officers of the Minster, and this is by more than a century the earliest of the three.

The latest of them is the Sanctuary Book, the register of those taking sanctuary in the church of Beverley from 1478 to 1540. There are later entries up to 1557, but these are merely names, and do not specify the crimes in respect of which refuge was sought. The principal part of the volume was published by the Rev. James Raine for the Surtees Society in 1837, under the title *Sanctuarium Beverlacense et [illegible]*.

The next is the Provost's Book, or Rental and Customary of the Provostry, compiled by Simon Russell 3 Jan. 1411[2]. An account of it is given by Poulson, p. 320. He has very oddly [illegible] as if it were a different book,

the *Great Register*, or *Town Book of Beverley*, which is still in possession of the Town Council, though robbed of its cover. An account of the contents of the Town Book has been given by me in a Report to the Royal Commission on Historical MSS., in whose reports it will appear in a due, if somewhat delayed, course. Simon Russell's compilation will perhaps be published at some future time.

The third book, and the earliest, which forms the text of this volume, is the Chapter Act Book or Minute Book of the Canons of Beverley, acting as a corporation. It is in the possession of the Society of Antiquaries, having been acquired by them, from the possessions of John Topham, Esq., F.R.S. & A.S., as he describes himself on the bookplate of his arms which is still in the book. It is a quarto volume, measuring 11½ inches by 7 inches. It consists of nominally 251 parchment folios, written back and front, besides two fly-leaves. In point of fact there are very much less than this, as, though there are among the early folios a whole series of numbers duplicated, there are also large gaps.

On the fly-leaf is written in a sixteenth-century hand, "Liber xj in Registro," showing that to have been the reference to it in the catalogue of the Minster muniments. An earlier hand has written on the same leaf "De consuetudinibus hujus ecclesiæ ac omnibus aliis ordinibus."

It is a book of great interest as it is one of the earliest specimens of its class. The earliest Chapter Act Books hitherto known appear to be those of the Chapters of York and Lincoln. The former began in 1290, the latter in 1305. The earliest Act Book of Lichfield, now in the Bodleian, begins in 1320. The first entry in the Beverley Chapter Act Book is dated in 1286; but the first few pages, consisting of archbishops' letters, look as if they were all written at one time, and that time 1304. I am not aware whether there was any general regulation which caused the Acts of Chapter to be kept about this time; or whether it was a spontaneous development. The Episcopal Registers were not kept in book-form till the latter half of the thirteenth century. The earliest Archbishop's Register at York is that of Walter Grey, 1215-55, and is in the form of rolls. The Acts of Chapter must have been recorded before 1290, as one finds in the

Beverley Act Book stray documents before that date which it is probable were not entered at the time but copied from some original record. It is evident from many allusions in this book that the records at Beverley were preserved with great care and in good order. Thus we find (pp. 141 and 143) a reference to copies of certain bulls being "in the box (*cophinus*) of 1305 A.D. annexed to former bulls." A copy of a will (p. 137), proxies of canons for the Convocation or General Chapter at Beverley (pp. 184 and 287), the mandate of a cardinal visiting England for payment of the tax (*procuratio*) levied for his support (p. 188), a letter from the King (p. 229), a letter to the Abbot of S. Mary's, York (p. 254), a letter from a canon (p. 308), are all said to be in the "box for 1306." But charters or deeds were apparently kept separately from letters and the like, as the letter or indulgence on the dedication of the high altar (p. 218) is said to be "in a certain box (*pixis*) between charters of Foston and Hotham," a writ for imprisonment of an obdurate excommunicate (*pro excommunicato capiendo*) is said to be with "Magna Carta" (not the great charter of the nation, but the great charter of the church; the town of Beverley also had its *Magna Carta*). A letter from the Dean and Chapter of York to all Rectors and Vicars on the prebendal and common estates of York to enforce payment of the thraves, written "because of the alliance between York and Beverley," is said to be in the box (*pixis*, probably a small box or skip) with the letter of alliance (*confederationis*). Another *pixis* (pp. 316 and 356) contained receipts for payments of cash, and those were kept in a larger receptacle called a chest (*cista*). Two proxies of canons who were bishops elect in 1316, John of Sandal, Bishop of Winchester, and William of Melton, Archbishop of York, are apparently, as specially noticeable, kept in the Chamberlain's chest (*archa*). There are a considerable number of separate charters relating to Beverley, some earlier, some contemporary with, and some later than our date, in the British Museum, Lansdowne MSS. Some of them are actually the originals of documents copied in this book. They were acquired among the Warburton papers, Warburton being Somerset Herald in the last century and con-

nected with Beverley. Great care must therefore have been taken of the documents by the Chapter and its officials. It would appear probable that the dispersion and loss of the Beverley documents is comparatively recent, and due not to the spoliation of Reformers or Puritans under Tudors and Stewarts, but to the neglect and carelessness of times which professed to be interested in ancient things.

However, if all the documents were preserved, they would have been, for the most part, a weariness of the flesh. Their loss, at all events, has made the existing Chapter Act Book the more precious.

Arrangement of the Act Book.

The book itself is put together in a rather odd way, whether by the original or some subsequent binders it is hard to make out. The following is the present arrangement:—

Fly-leaf.	Front. Copy of a will, dated June 1312. Back. An entry apparently preceding the will on the original document, of which it is a fragment, signed "Antonie Goldesburgh, Preposyte," which gives us a Provost hitherto unknown.
f. j.-v.	Letters from Archbishops, Dec., 1286—July, 1304.
f. not numbered (called vj. in print, but from the original Index should be vij.)	The office of the Bedern Cooks, 1304. On back, notes of admissions to prebends, etc., of existing officers, 1279-1304.
f. viij.	Ordination of S. Mary's Vicarage, 1269. Back. Documents of 1310.
f. ix.-xviij.	Acts of Convocations of Canons, 1304-1330
f. xiiij. (2nd Series).	Documents of 1339.
f. viij. (do.)	Royal Letter about thraves, Oct., 1334. Back. Entries of 1335.
f. x.-xiij (do.)	Entries of 1335-8.

f. vij. (do.)	Documents of 1334.
f. xix.-xxij.	Acts of Convocations of Canons of 1330-3.
f. xxij.	Convocation of 1333. At foot original Index up to f. xxxvj.
f. xxiij.	Probates of wills, 1347. Back. Remainder of Index to f. lij.
f. xxiv.	Missing.
f. xxv.	Blank.
xxvj.-xlvij.	Documents; beginning with a second copy of Acts of Convocations of Canons of 5 Feb., 130$\frac{3}{4}$ to proxy of 30 June, 1309.
xlviij.-liij.	Missing.
liiij.-lxxxiij.	Documents from April 1310 to December 1318.
lxxxviij.-c.	Documents, beginning with Convocation of 12 May 1320, to April 1323.
? ciij.	The place for number has been torn away and the leaf patched. Documents ending in June 1323.
ciiij.-cxv.	Documents, 15 Oct. 1323—1 Aug. 1325. Of f. cix. only a fragment remains.
cxvj.-clix.	Documents, mostly letters, 30 Oct. 1304—1 June 1307.
clix.-clxxiiij.	Missing.
clxxv.-clxxxj.	Documents, mostly letters, June 1309—January 131$\frac{3}{4}$.
clxxxij.-ccxxij.	Missing.
ccxx.-ccl.	Documents, mostly letters, 30 May 1319—1 Aug. 1322.
cclj.	Documents, 31 May 1337—7 April 1340.

It seems probable, from a new numbering of the quires, beginning with the second series of numbers vij., viij., and ix.-xiij., that these are really leaves out of a second volume of Chapter Acts placed with vol. i. by mistake. Eliminating them, the arrangement of the book would seem to be fairly straight, viz. first, Archiepiscopal Letters of recent date to the beginning of the book, and a few pages, perhaps left for more such letters, filled up with stray documents. Then from ix.-xxij. Acts of Convocations of Canons,

to the time when the book ended, apparently 1333. These were revised and collected editions of the Acts passed. On xxvj.-cv. were the original Acts of Chapter, including those of the special chapters called Convocations; and cxvj.-ccl. was a Chapter Letter-book : cclj. seems to be a stray leaf from a second Act Book.

In the print the entries have with a few exceptions been placed in chronological order.

The Matter of the Act Book.

The matter of the entries in the book is largely legal in character, and a good deal of it is repetition. What strikes one about all mediæval documents is that an immense amount of labour would have been saved if those concerned with the same matters were made in the same form. But though there is a general resemblance, and precedents were undoubtedly followed, yet the clerks seem to have delighted in varying their forms in small particulars. In this book, especially in the latter years, there is some attempt made at shortening by reference—*e.g.*, by saying (ii. p. 89 and p. 95), "A testimonial in favour of A was in the same form as that of B." But such an abjectly common-form kind of document as a proxy for a Canon who could not attend a chapter is hardly ever in a simple common form, but varies indefinitely in detail, and is nearly always set out at length. These have been curtailed by reference a good deal. So with the forms of appointment of collectors of the fabric and testimonials. Even so a vast mass of documents remain which own a considerable family likeness, and are somewhat tedious in consequence. Of the language it is only necessary to say that it is very good legal Latin as a rule, that bad grammar is very rare, and is probably a slip of the pen when it does occur. The writing is also, on the whole, very good; and, except for a few pages at the beginning and here and there through the book, legible and well preserved.

General History in the Act Book.

Of matters of general historical interest in the book there is no great amount. What there is, is mostly connected with visits of royalty and the Scotch wars of the three Edwards.

By Letters Patent, 16 Sept., 1296 (Pat. 24 Edw. I. m. 4), for the glory of God and the Confessor, John of Beverley, and for the benefits his intercession might produce, the King granted £40 a year from the Treasury of Scotland, payable at Berwick, to the Chapter, till a competent benefice could be provided in Scotland of that amount. The conditions were that on the Principal Feast of S. John (7 May) and on his translation the Chapter should pay a penny to each of the astounding number of 3,000 poor persons and enjoy a pittance or special dish for themselves of the value of 50s. This would consume £30. The rest was to go to find two great wax candles, each 20 lb. in weight, near the high altar before the tomb of S. John, and two smaller wax candles of proper form and weight before the banner of S. John on Sundays and Feast Days. Besides this a priest was to be kept to celebrate at the high altar, and two wax lights to burn during the Mass of S. John every day, to be provided with vestments and so forth by the Chapter. A similar grant was made to S. Cuthbert of Durham, so that the honours of the campaign were again shared with the rival saint. The Durham grant was afterwards vacated when the monks got leave to appropriate Hemingborough, in Yorkshire, which became a Collegiate Church. The Beverley grant was also vacated on a new grant being made in the same terms substantially on 20 June, 1297. The actual bearer of the Banner of S. John, Gilbert of Grimsby, who appears as Precentor of Beverley in 1305 (p. 53), and in 1296 had been a Vicar Choral, was rewarded (Pat. 24 Edw. I. m. 2) 13 Oct. the same year with a letter to Warren, Earl of Surrey, to give him a benefice in Scotland of the annual value of £20 or 20 marks, at the earliest vacancy. Whether the banner accompanied the defeat at Stirling or the victory at Falkirk does not appear; probably it did the latter, as the King was at Beverley on 3 June, 1298, and Falkirk was in July, 1298. On 24 Nov., 1299, the King was again at Beverley

(*Cal. Pat. Rolls*), and on the 25th the banner borne by Gilbert of Grimsby again accompanied him, but only for 46 days; Gilbert getting (*Poulson*, p. 82, from *Wardrobe Accounts*) 8½d. a day while with the army, and 1s. a day on his way home. That campaign proved abortive.

The King was again in Beverley 29 May, 1300, and 10 June, 1301.

It was perhaps because real war was on foot that on 28 Feb., 1304 (p. 6), Archbishop Corbridge forbad the Minster folk to go to a tournament. On 5 April, 1304, the Archbishop wrote to the Rural Dean of Beverley and the Chapter informing them that the King and his army were then marching towards Scotland, "for the tranquillity and safety of the kingdom of England," and directing them to have special prayers and blessings offered for the King, his sons, and companions, with litanies every Wednesday and Friday. In return he gave forty days' indulgence for those who offered them. The indulgence, one may say in passing, was in theory and in terms, at all events, not a remission of sins but of the penance imposed for them, and only applied to those who were truly contrite and confessed. The campaign thus fortified by prayer proved eminently successful. Yet on 30 May, 1305 (p. 72), the Chapter had to write a letter to John of Sandal, Chamberlain (*i.e.* Treasurer) of Scotland, to ask for the arrears of the royal grant of £40 a year due to S. John, amounting to £108, or nearly three years' payments. Gilbert of Grimsby, Precentor and King's Chaplain, carried with him to Berwick a form of receipt for it, ready sealed by the Chapter; borrowing £6 from the Chapter, apparently to pay his expenses. Did the journey prove the death of him? He made his will on 19 Feb., 1306 (p. 149), and was dead by the 25th.

Meanwhile the chantry called the King's Chantry was founded to perform the masses directed in the grant of 1296. Its incumbents had not been all they should be. John of Wintringham, celebrating for the King, on 1 April, 1303, had (p. 17) to promise the Chapter that if again convicted of not behaving properly with any of the daughters of Thomas of Virly, or with Albreda of Tadcaster, he should be *ipso facto* removed from his office. As on 30

March next year Thomas of Grimsby, Subdeacon, was appointed (p. 21) to the chantry on the lawful removal of John of Wintringham, it is to be feared he had not kept his promise. Thomas of Grimsby, perhaps a relation of the banner-bearer, on 27 June, 1310, gave a receipt for £5 sterling for his yearly pay for the year from 30 March, 1309, to the same day 1310. 2 Nov., 1306, the payment of the £40 was in even greater arrear and a writ issued to the Chamberlain for Scotland for payment of £208. As there is no further mention of the money or the chantry we may, perhaps, assume that they were regularly discharged afterwards.

The banner of S. John continued to be in requisition. On 27 August, 1310, Archbishop William Greenfield gave John of Rolleston, his Vicar in the Minster, also Chaplain to S. Nicholas' Brotherhood, leave to receive the revenues of his vicarage and chantry during his absence. On 31 August, 1314, the Archbishop sent a letter to the Chapter asking them to pay the expenses of J. of Rolleston who was about to carry the banner to Scotland again. Does this mean that it had not gone to Bannockburn, which was on 24 June? If so, of course, the cause of the defeat there is easily explained.

In 1335, the banner of S. John was again sent (ii. 113) in the hands of Thomas of Huggate, Chaplain, to accompany Edward III. in his invasion of Scotland in that year. In a French letter the Chapter hoped that the King would receive "the banner in good devotion and great humility as his good grandsire used to do," and wished him "the grace of God in his affairs by the aid of S. John, by which aid, King Athelstan his ancestor, and his aforesaid grandfather conquered all Scotland." The banner, however, worked no great effect this time.

It retained enough reputation for Henry IV. to take it with him against Scotland in 1400; while, the Battle of Agincourt being fought on the day of the translation of S. John of Beverley, when the saint worked so hard that he sweated oil, gave a new glory to his cult, and as a reward the Archbishop of Canterbury issued a special order converting him into a national instead of only a local saint.

To return to our book.

On 12 June, 1306 (p. 137), King Edward I. appears in a less pleasing light. On that day the Official of the Court of York transmitted a mandate of the Archbishop, now William Greenfield, enclosing a Papal Bull of Clement V., dated at Lyons on the 1st of January, ordering the Chapter to publish the bull throughout their liberty. This bull affected to release the King from his solemn oath and grant of relaxations in the Forest Law, known as the *Carta de Foresta*, on the ground that the grant was made under compulsion, the King being then engaged in war in Flanders. The Pope interfered because "the Holy See loved the kingdom of England beyond all the kingdoms of the world, and bore the King himself in the bowels of charity." All Archbishops, Bishops, and others, lay or ecclesiastical, were *ipso facto* excommunicated if they did or attempted anything contrary to the bull. The grant had been made in 1301, when the Barons had been in arms, and Archbishop Winchelsea had supported them. Hence, the special clause in the bull aimed against Archbishops and Bishops.

On 20 March, 1307 (p. 204), the King being at Carlisle, granted Letters Patent for the arrest by the Sheriffs and Royal Bailiffs of fraudulent collectors for the fabric and shrine of S. John at Beverley.

On 6 August, follows what is headed (p. 210), "A good letter on the death of the King," from Archbishop Greenfield to the Chapter. It is really a rather favourable specimen of such productions. Canon Raine has printed it (*Letters from Northern Registers*, p. 183) from the Archbishop's Register at York (i. 30).

Edward II. soon appears in the Book. On 23 January he writes (p. 229) a French letter on behalf of William of Melton, appointed Provost by the Archbishop, to ask the Chapter to excuse Melton's personal attendance to take the oaths as he cannot spare him. In the autumn of 1310 Edward passed through Beverley on his way to Scotland, and gave, we are told (p. 295), a cloth and a jewel, as he did another time (p. 294) when he went through. In 1318, (p. 362), Queen Isabella came first on the 8th October to Beverley, and next day went to church and gave a cloth

(*baudekin*) and about 7s. She left the same day. She was received in procession with silk copes. On S. Luke's Day she came again (p. 364), and gave the King's offering; a cloth of gold to the high altar; a nut (*nuchteam*) to the shrine; to the small shrines about 13s., and to the tomb 7s. The collect usually said for the King was said over her while kneeling before the altar, but she was not received in procession. On 3 July, 1323 (ii. 37), she came again, and slept in the house of S. Andrew's prebend, and next day heard mass in the choir, "and after mass offered about 7s. at the shrine, and," says the discontented chapter clerk, "nothing else." But the reception of the royal gifts seems to have been of a grudging description, as under date 12 July, 1312 (p. 294), we are told that Lady Margaret, consort of Edward, son of Edward, gave "a round gold ornament of small size," which was at once fixed to the shrine of S. John.

A less pleasant royal visit was that expected on 20 Oct., 1322 (ii. 20), from Robert Bruce, King of Scots, after the English defeat on Blackhow Moor. A letter without signature or address, probably from the Provost or a Residentiary, to the Chapter's Chamberlain and factotum, says, "As to the composition to be made for the Church with the Scots, neither the Dean" of York, one of the Canons, "or I know what is to be done. But if those of the town are willing to make one for themselves, the town and the Church, as those of Ripon did once, they can. If danger presses, take Sir Alan," the master of the fabric, "with you, and without any one else knowing, put the saints' relics and the inner shrine in the Treasury in the best place you know; and if even greater need press, you can remove the silver plates from the outer shrine and put them in a safe place." Two other letters of the same date follow, addressed in most humble terms, from the "humble Chapter to the most excellent Prince, D. G. illustrious King of Scotland, with reverence and honour due to such a king," asking for protection, that he may desire to have the Blessed Confessor's intervention. The second empowers two, laymen apparently, to treat with the King. As both letters are marked as not having issued, presumably the Scotch never arrived, and S. John again saved his Minster, as he had done from William the Con-

queror. It is odd that no miracle is credited to the B. Confessor for the matter. S. Wilfrid had failed to protect his worshippers at Ripon in 1318 from paying a fine of £1,000 to the Scotch (*Letters from Northern Registers*, p. 274), an enormous sum.

The Fabric in the Chapter Act Books.

A considerable portion of the Chapter Act Book is taken up with documents relating to the fabric. Some of them have an important bearing on the date usually assigned to the building of the nave, tending to put its commencement a good deal earlier than the architects have dated it.

The second entry in the book is that of an indulgence of Archbishop Romanus, 24 March, 1290, to the ecclesiastics in the diocese and province of York on behalf of the fabric. It says (p. 2) that "our Church of Beverley, in which the relics of the glorious confessor John lie, wants repair in the structure of its sumptuous work." He requests the Abbots, Priors, Colleges, and other Clergy to admit collectors for it to solicit contributions. Forty days' indulgence is given to contributors.

In 1302 Archbishop Corbridge follows suit, but he asks especially on behalf of the "celebrated shrine (*capsula*) for the relics, already begun, of sumptuous work, for the completion of which the means of the Church do not suffice." The clergy are to give preference to the Beverley collectors over all except those for the fabric of York Minster, the nave of which was then proceeding.

On 5 February, 1305 (p. 50), a Chapter order was made that the goldsmith and mason (*cæmentarius*) should serve in their offices within a month after warning given, or be deprived of their corrodies, and on 27 February letters are written to Henry Maynel, the goldsmith, and Oliver of Stainefield, the mason, to return. The latter it is said had been given leave of absence at the request of Henry Lacy, Earl of Lincoln, and his mother Lady Alice. On 2 June, 1305, it is ordered that the mason pay a fine of a mark a year to the fabric fund so long as he stays away.

On 8 December, 1305, the Chapter by Letters Patent appoint John of Fitling their special messenger, to collect alms in the Province of York and Diocese of Lincoln for "the fabric and new shrine (*capsula*) of Blessed John." On 18 February, 1306, he appoints Elias of Lumby his sub-collector. On 11 June (p. 135) John of Fitling is appointed collector throughout England. On 22 August and 29 September special letters were written to the Bishop of Lincoln on his behalf. On 15 November an urgent letter is sent to the Dean of Graphan (who was he?) to send to the Master of the Works the moneys collected for the fabric, which he would not give up to Fitling. On 28 November is given the copy of a writing found in the shrine of S. Berchthun. The inscription is interesting, as it says that the relics were wrapped in linen by Odo, priest, and Alfgar deacon, which looks as if it had been done in pre-Conquest times. Canon Haxby rebuilt the shrine at his own expense, 4 January, 1307, Haxby having died meanwhile, the residue of his estate, £17 1s. 6d., was applied to painting the great image of the Virgin in the Minster.

On 20 January, 1307, the corrodies of five canons were sequestrated until each had paid £8 6s. 8d. to the Master of the Works. On 11 May Royal Letters Patent were issued at Carlisle for the arrest of all fraudulent collectors for fabric and shrine.

On 21 June, 1308, an indulgence of Archbishop Greenfield states that the high altar had been dedicated by him to S. John of Beverley, and asks for contributions. On Sunday after 7 July (p. 227) the accounts of the Master of the Works for the past eight years as well for works as for the shrine are taken, not showing unfortunately the total received. There remained in hand on the shrine account £41 11s. 10d., while on the fabric account there was a deficit of £8 6s. 6d. The whole balance from the shrine was devoted to the fabric.

This seems to mark a new departure. Up to this time it seems that the chief work in progress was that of the shrine. This is now finished. The nave was then taken in hand. On 23 November, 1308, a new commission to Elyas of Lumby is issued for collections in the Dioceses of York,

Durham, Carlisle, and Lincoln, for the "new fabric," there being no further mention of the shrine. He undertook to pay £20 a year certain, by four equal instalments, and to account for any balance, after paying the expenses of himself, horse, and man (*garcio*), a robe and a tabard, at the end of the year. On 12 September, 1309, a special letter was written to the Archbishop of Canterbury, who had stopped all collections in his province without special license, to ask him to let Elyas of Lumby collect for "the completion of the new fabric." In 1310 there was a dispute as to whether Canon Walter of Gloucester was entitled to timber from the "Works" for the N. bell tower, which he had undertaken to finish at his own expense. In February, 1311, an urgent demand was made on the collector for Lincoln Diocese to send in his collections as the Master of the Works was in sore need of money. On 25 April ten marks, received from the estate of a deceased Canon, for the cope, which each Canon was expected to give as a parting gift on resignation or death, were assigned to the "new fabric" instead. In November, 1312, a number of new collectors were appointed specially to various dioceses.

On 7 Jan., 1313 (p. 30), it was ordered that "the service of S Nicholas" (Santa Claus, the patron saint of schoolboys) on his day (6 Dec.) was to be celebrated by the Grammar Schoolmaster at S. Blaize's altar, instead of S. Nicholas', "until the new work (*novum opus*) is finished, and not elsewhere." On 14 April, 1314, a fraudulent collector, Alexander, of Derby, who pretended he had authority to collect for the fabric, was absolved from the excommunication he had incurred. In July, the Bishop of Norwich (perhaps because he was a friar) refused to allow the Beverley collectors in his diocese, because so many collections for churches of his own diocese which had been burnt were going on. Two letters were written in September to William of Melton, the Provost, to ask for his help for collectors in the diocese of Canterbury. In 1318, besides the usual collections, the Chapter resorted to the well-known specific of the Middle Ages for raising funds for churches, and issued a certificate of a miracle of S. John of Beverley. The miracle was that one Agnes of Shirburn in Elmet, who had gone raving

mad, remained in that condition in the church for many days, and then recovered her senses at the tomb of the glorious confessor. In 1322 this expedient was again resorted to. John, son of William, of North Ferriby, became dumb. His parents got him marked with the cross in the Priory of Ferriby, and vowed to visit S. John. Whereon his speech was restored. Then he became blind. Thereon his parents hurried to fulfil their vow, took him to the tomb of S. John, where, after some time, he received his sight. He was examined, and read a psalm, "O praise the Lord with me."

In June, 1323 (ii. 32), another miracle is recorded. Maud of Settrington had wholly lost the use of her feet, so that for three months and more she could not stand or walk, but had to crawl miserably on her hands. At length some good men suggested the saint (one wonders that anyone had to suggest such an ever-ready specific). She was carried to his tomb and there spent three weeks. On Saturday before S. William's Day at vespers, after long prayers, she was restored to her pristine health.

In 1324, on 5 April, an incident already referred to, marks some further important stage in the new building; when the old S. Martin's altar was converted into S. James' altar.

In 1325 the Chamberlain acknowledged the receipt from Nicholas of Huggate, not as Provost but as Canon, of 9d. in the £, amounting to 19s. 6d., for his prebend of S. James's, a sum which appears to be a contribution towards the building fund, as it is in addition to the tenth for the Holy Land payable to the Crown under the Pope's grant, and 6s. 5¼d. for the "common expenses" for such matters as payment of attorneys, costs of charters, and the like.

During the whole period up to 1328 commissions are being issued to collectors and letters written on their behalf to Bishops and Chapters, especially to those of Lincoln, showing that work is actively going on all the time. The last appearing in the volume is for the Archdeaconry of Richmond on 16 Sept., 1328, to last till Michaelmas, 1329 (ii. 85). But the record is very imperfect after this, and there is no reason to think that the collection of contributions for the fabric then ceased. On a stray leaf for 1335,

25 October (ii. 114) a new mason is appointed by the Provost Nicholas of Huggate, viz., William of Malton of Huggate, on the death of William de la Mare, and in a casual entry for 1340 a new goldsmith, Richard de la Mare, is appointed by his brother, William de la Mare, then Provost.

Throughout, the Chapter looked pretty sharply after the collections. One of their principal collectors for the diocese of Lincoln was Richard, son of Laurence Moanchant of Lincoln. He first appears in 1319. In 1323 his appointment was revoked, and on 2 April the Official of the Archdeacon of Lincoln was asked to get from him the royal protection, papal bulls, and other documents he had, and hand them over to Thomas Gamell, citizen of Lincoln, and another, and to cite Richard to appear at Beverley to pass his accounts. On the 7th April he had satisfied the Chapter, as a certificate is given that he had satisfactorily passed his accounts and given up the documents, and on the 18th he was appointed a collector for the Archdeaconry of Nottingham. In 1324 (ii. 44) the Lincoln collectorship was restored to him. In 1328 (ii. 84) he was still collecting in Lincoln Diocese. His name Moanchant sounds as if he came of a professional begging family.

The other principal collectors were Elias of Lumby, John of Stork for York and the north, and J. of Birstal. Collecting seems to have been a regular business then, as it was long afterwards, even down to the beginning of the present century; when the system of "Briefs" for collections all over the country was run by one or two firms in Staffordshire. (*Church Briefs* by W. A. Bewes, Adam and Charles Black, London, 1896, pp. 34-56.)

It is clear from the summary given that important rebuilding was going on, apparently begun in 1308, and by 1313 sufficiently advanced to turn the important functions of the Boy Bishop away from their proper altar. This work can only have been the nave. The architects, including Mr. John Bilson, in the *Architectural Review* for May, 1898, put the beginning of the nave in about 1320. But the documents quoted show that the date must be put earlier. After all the evidence of documents is more trustworthy than the inference from architecture. It is impossible that the date of any given piece of work can be accurately fixed within a limit of ten

years by analogy and probability alone. There must be variations according to the age of the master mason, and his character, whether he was a man in advance of or behind the age and the fashion. The documents may give an earlier date than was supposed *á priori*, but there seems to be no escape from the date they carry.

The Thraves.

The subject that bulks largest in the Act Book, occupying a good quarter of the whole, is the question of thraves, the *hors-traffa* said to have been given by king Athelstan.

Thrave is a word still in use in the north for bundles of straw. It is defined in *Best's Farming Book*, thus "Two stooks or twenty-four sheaves make a thrave of straw." At Finchale Priory (*Surtees Society*, No. 33, 1857; No. 6, 1837, xxi.) there was in 1339, "in wheat in the grange, 480 thraves, of which, "according to estimation in sheaves (*garbis*), 112 quarters at five thraves to a quarter." A Knaresborough Court Roll for 18-19 Henry VIII. (A.D. 1526-7) mentions "*travas avenarum vocatas thraves.*" The thrave consisted apparently of two of the small stacks of sheaves made on the field of corn before it was carried away to the granaries. From the very frequent mention of thraves of oats (*avenarum*) as compared with that of any other corn it would seem either that thrave meant, originally, a thrave of oats, or that oats were in those days the corn most commonly grown in the north country.

The thraves were tithe in an aggravated form, and the claim to them at this date seems to have provoked as much opposition as the taking of tithe in kind before the Tithe Act of this century. From the first entry of the year 1286 to the last of the entries, in 1339, the Chapter's life was a struggle for its thraves. The chief opposition came from the rectors of churches, and particularly from the monasteries which a considerable number of rectories had appropriated to themselves. The first great monastery to Beverley was that of Meaux (*Melsa*), a Cistercian house of the twelfth

The Meaux Chronicler (Rolls Series p. 236) grumbles a great deal about them. "The thraves," he says, were demanded by the King's bailiffs for the King's horses, and reckoned among the royal revenues. They are now due to the Provost throughout the whole East Riding from the rivers Derwent and Humber to the sea on the north and east, from every carucate or plough land, that is land under coulter and ploughshare, the thraves of its fruits anciently called hescornes, but the name insidiously (*sinistre*) changed to bestcornes." Meaux Abbey had to pay for Meaux itself forty-three quarters of oats; for the grange of Waghen six and a half quarters of draget, fourteen quarters of oats; for Easington forty-four quarters; for Kayingham seventeen and a half quarters. "How the Rectors are bound to pay the said thraves, especially when they only get tithes from the tillers, and quarters are paid for the thraves themselves is wholly unknown."

This spirit prevailed among other monasteries also. There are few of the Abbots and Priors of the East Riding who do not figure as excommunicants in our volume for endeavouring to rob the Minster of its just rights None were so tenacious of their own claims of property, none so regardless of those of others, as the monastics. The book opens with a letter of Archbishop Romanus to the Abbots, Priors, Archdeacons, Officials, Deans of Churches, Rectors, Vicars, Parish Priests, and other rulers (*prælatis*) of churches throughout the diocese of York, reciting that he had given the Chapter power to coerce those infringing the liberties of the Church of Beverley in the Hull water or elsewhere, and to compel the payment of thraves by ecclesiastical censures, and directing the Abbots, &c., to proclaim excommunicate those whom the Chapter had excommunicated, and compel them to be boycotted.

Archbishop Corbridge complained, in 1302, to the Archdeacon of the East Riding and other parochial clergy that they were slack in executing the Chapter's mandates for thraves, and ordered them to bestir themselves.

In 1304 the Chapter directed the Official of the provostry to publish the names of all those who have by detention of thraves fallen under the sentence of excommunication

solemnly pronounced in the Minster in general terms four times a year against all who violate its liberties.

The Abbot, Prior, Sub-prior, and other officers of Meaux itself were excommunicated in 1319 (p. 370) by the Chapter at the instance of Simon of Huggate, steward of the Provost, as "disciples of the devil," for having failed to pay a judgment debt for £20, on their own confession justly due. The Official of the Archdeacon of the East Riding is requested to proclaim the sentence and cause them to be boycotted: while the Archbishop's sequestrator is asked to sequestrate their ecclesiastical revenues.

These were by no means the earliest offenders. The Prior of Watton had been excommunicated for not paying "the straws of S. John" for twelve ploughs of the demesne land of Watton, and one of the grange of Cawkeld, belonging to Henry of Carlton's prebend, but on 30 Dec., 1306 (p.177), the sentence was suspended till Mid Lent Sunday to give him time to pay. A letter on this subject written by John of Nassington, who besides being Canon of Beverley was Official of the Court of York, suggesting that the case against the Prior should further stand over till after Easter, roused the excellent Canon concerned to a sarcastic letter (p. 197), which he addresses with all reverence and honour and brotherly love to say that he did not know why he interferes as he had already at Pickering's request put the case off. In 1308 the matter again came up. It had been referred to the arbitration of Pickering and Nassington, the thraves then not having been paid by the Prior of Watton for fourteen whole years. They ordered that £6 a year should be paid for the future, but as nothing was said in the reference to the arbitration as to arrears, and Carlton refused to abide by their orders as to this, they ordered the Prior to pay half a mark in recognition of them, and Carlton to release the rest "for the pittance of the ladies of Watton." The Prior paid the half-mark and was absolved from excommunication, but Carlton, who was of a fiery nature, appealed to the Pope. The case turns up again eight years afterwards (p. 339), when Carlton asks how long the compromise was intended to last, and the Chapter declare that it was for the tenure of the respective offices of the Prior and Carlton.

The greatest opposition which the Chapter had to encounter on this matter began in 1323, when there was a regular conspiracy of the Rectors of Holderness begun apparently by Piloforti, Cardinal Priest of S. Anastasia, the Italian absentee Rector of Hornsea Church, aided, abetted, and headed by the Prior of Wartre.

The Cardinal had written to the Chapter on 16 April, saying that he was astonished at their "usurpation" of annual thraves of oats from the Church of Hornsea (which it is perhaps necessary to observe is not Hornsea near London, but Hornsea which gives its name, or rather takes its name from Hornsea Mere in the East Riding of Yorkshire), and warned them to drop it, lest he should have recourse to his lord the Pope. The Chapter responded that they hoped God would spare the liar who said they had no right to the thraves in question, which were due from time immemorial for the drink of the Provosts, Canons, servants, Vicars, and Clerks of the Church, and they had no intention of abandoning their right to take them, which indeed they could not do without manifest perjury and the destruction of their own Church. In 1325, the Archbishop himself, William of Melton (Canon and Provost though he had been, he most probably had never been to Beverley), attacked the thraves at a visitation (ii. 56), most probably for the benefit of the Cardinal.

The point he thought intolerable was seemingly that they claimed to take the thraves even from the Rector's tithes, from the hands and by the hands of laymen "which could not be called a custom but rather a corruption." Thereon the Chapter answered that they were going to have a special Convocation on this matter, and afterwards desired a private conference with the Archbishop as patron of the prebends. They then sent William of Soothill, one of the older Canons, rector of Patrington, to London, to bring the case before the Council, and wrote to the Chancellor, Robert of Baldock, afterwards Bishop of London, to W. Ayrmin, Canon of York, to the Bishop of Coventry and Lichfield, Roger of Northburgh, late Canon of Beverley, for assistance. Some interesting letters from Soothill, in London, are given in June and July, 1325 (ii. 67, *seq.*). He put the Chapter's petition before the

Chancellor as he could not get audience of the King, who promptly said he would not grant a writ against those who withheld the thraves until the matter had been discussed in Parliament, because the Chapter took the thraves before tithe was paid. This he heard from his brother, who was Rector of Welton, and with the other Vicars was inflamed against the Chapter for this reason. He would give no credence to the Charter unless the original was produced. The justices and others told Soothill that the Chancellor blamed the Canons. The Chapter in reply sent up the original Charters, and told Soothill that it was sufficient to say "Suffer us to take the thraves as we have done for 400 years and more, from the time of King Athelstan, the donor of the thraves." Soothill next wrote that as the King granted his petition in great part, he would not show the Charters, but he would have to wait till some of their enemies had departed. He had put another petition before Parliament, the issue of which he expected daily. He asked for £5, as he could not leave the court until he had paid his debts, and said they must spend money on all sides, but it would be well laid out.

To Soothill matters came to an issue he did not expect, for on 24 July a rumour reached Beverley of his death, and it appeared he had died on the 19th. His executor accounted for £30 19s. 4d. given Soothill for expenses, and paid over the balance of £11 9s. 0¼d. Whether anything further happened does not appear in our book. Probably nothing did happen, as the same year Queen Isabella went to France, and the terrible tragedy of Edward's seizure and death ensued. /

The question reappears again in May, 1329, when the grievances of the Rectors of the Deanery of Harthill and the answers of a Convocation of Canons are given. The chief points are ; (1) that laymen are employed who wickedly take thraves without the Rector's knowlege. Answer: the laymen take nothing belonging to the Rectors, if they do, the Rectors have their remedy at law. (2) Thraves are exacted from even one oxgang of land or less. Answer: all that the Canons ask is four thraves for each plough, actually ploughing. (3) They are exacted if a plough only ploughs nine days in the whole year, and the Rectors get nothing. Answer: the

thraves are due from every plough actually ploughing. What the Rectors get is no business of the Canons. (4) Where one tenant works land in two parishes with one plough, whole thraves are taken in each parish, and (5) Where two prebendaries have thraves in one parish, they each take whole thraves. Answer: Not true. (6) Concerns the proportion of various kinds of grain taken from each ploughland. (7) and (8) are the main grievances. Grievance (7) is very odd, viz.: that the parishioners carry off tithes under the pretence of taking thraves (to the Chapter granaries) and the Chapter defends them, and when they die they confess they have committed a theft in so doing, and often die without satisfaction made, to the peril of their souls. Answer: The Chapter never defends anything unjust knowingly, but if the parishioners *in extremis* confess thefts, the Rector should induce them to make restitution, or if the thieves have no means of making restitution, absolve them. Grievance (8) is that the Chapter takes thraves from the Rectors, even if the parish is not titheable. Answer: Why not? The question is not whether the land has to pay tithe, but whether there is a plough ploughing on it.

The other grievance only concerned the agents who took the thraves.

Meanwhile in October, 1331, the Canons agree (ii. 98) that while the conspiracy of the Rectors is going on, they will not sell the thraves beforehand, but collect them themselves, and sell them, if need be, afterwards. That year the Provost's visit to Parliament for confirmation of the charters cost 35 days in time from 18 November to Christmas Eve, and £36 5s. 4¼d. in money. Of this sum, the expenses came to £22 2s. 1¼d. There went in fees to the Chancellor and Master of the Rolls, the writing of the charters, silk cords, green wax, writs, and the fee for sealing, £7 9s. 11d.; and a baggage animal lost on the way, ten marks. Business in the Court of York with Concoreto cost £6 15s. 8d. more.

In 1333 a levy of a tenth and a fifteenth was made on each Canon for defence of their rights. Again Huggate went to Parliament with a budget of charters; five bulls from Popes Adrian, Gregory, Gregory, Alexander, and Honorius; three Archbishops' confirmations, viz. Thurstan, Roger, and

Walter Gray: King John's Charter; and three Archbishops' letters addressed to Archdeacons, &c., viz. one of Greenfield's and two of Melton (p. 345). In June, 1334, the Chapter wrote to Archbishop Melton that they had conferred with the Prior of Wartre, and the Rector of Londesborough and Wressle, on behalf of the Rectors of Harthill, and told them that some of their grievances had been redressed, the main ones could not be redressed except by an abandonment of the Chapter rights; they offered to leave the case to the Archbishop's decision, but the Rectors had backed out of this, therefore the other way seemed best.

Next year Ichorius (an Italian who elsewhere appears as Ichorius de Concoreto), Rector of Kirk Ella, proceeded, (ii. 92.) against the Chapter and apparently suggested that *pendente lite* the thraves should be placed in the hands of a third party. The Chapter wrote to the Archbishop and entirely declined this proposal, as their title was notorious in the whole vicinity, especially in the East Riding, and they would throw doubt on it by consenting to this. Nicholas of Huggate, Canon and Provost, they say will be sent to Parliament with the Charter to get the Chapter's right confirmed; the King himself being a guarantee of their rights as appears by a whole series of Charters.

"This other way" was a simple assertion of the Chapter's rights. On 4 August, they direct one of their clerks to proceed against the Rectors who deny their right to the thraves in Pocklington, Bainton, (Market) Weighton, Ferriby, and Wetwang. On 7 October appears what is called "A gracious letter of the Lord King for payment of thraves to the Church of Beverley without any impediment." The letter was in French under the Privy Seal and addressed to the Archbishop. It said that the King had before sent letters to the Priors and Parsons in Harthill Deanery to stop the denial of the Chapter's right to the alms of the King's ancestors, and he now charged the Archbishop to see the right enforced. Thereon the Archbishop, in Latin, directed the Official of the Court of York to take the necessary steps to enforce collection of the thraves, and inform him of the names of any who disobey, that they may be given to the King with a view to further proceedings.

One of the later entries in the book, 14 July, 1339, is that of an order of the Chapter's Assessor to Marmaduke Constable to pay a blank sum for thraves of the parish of Holme-on-Spalding-Moor sold to him. Apparently, therefore, the Royal Letter had its effect, and the thraves were now duly paid. So ends a long struggle and a long story.

Notices of the Provosts and Canons and of incidents which do not fall under any of the headings above treated are unavoidably held over to the second volume.

I must, however, find room to record my best thanks to the Society of Antiquaries for having granted me the untrammelled possession of the valuable MS. of the Chapter Act Book for the illimitable number of months during which this work has been in progress; a grant not the less gracious for being originally made before I had the honour of becoming a member of the Society.

Thanks are also due to the Rev. Dr. Nolloth, the Vicar, and the Churchwardens of Beverley Minister for opportunities of access to the Provost's Book.

I cannot conclude without a word of tribute to the late Secretary of the Surtees Society, the Rev. James Raine, Canon and Chancellor of the church of York, under whose auspices this book was originally undertaken. The loss of his unrivalled store of learning in northern records and his ever cheerful readiness to impart it cannot but be keenly felt by one who experienced them in such full measure as I did. His interest in all that related to Beverley and its Minster was only second to his interest in York itself. The absence of his kindly countenance and of assistance, only too generously given, has sadly diminished both the pleasure to myself arising from the accomplishment of this book and its profitableness to others.

It is almost superfluous to render thanks to our present Secretary, Mr. W. Brown. If a too Elizabethan handwriting

and an incapacity for coping with printer's proofs of one's own productions have not necessitated a longer list of *errata*, my thanks are largely due to his kind correction of the proofs.

ARTHUR F. LEACH.

2 *June*, 1898.

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* The folios xlviij to lj have been cut out, thus depriving us of one of the most interesing documents, the visitation of the Chapter by the Archbishop.

ERRATA.

p. 10, l. 32, *for* Beverlacensis *read* Beverlacensi.
p. 45, sidenote, *for* Emma the Eske *read* Emma of Eske.
p. 50. The two last footnotes on p. 50 should be transposed with those on p. 51.
p. 59, l. 6, *for* tangentem *read* tangente.
p. 63, ls. 30 and 37, *for* concanicorum *read* concanonicorum.
p. 66, l. 8 from bottom of page, *for* concanico *read* concanonico.
p. 81, sidenote, *for* assigns *read* assizes.
p. 83, l. 27, *for* Walter of Haxby *read* William.
p. 90, sidenote, *for* Thomas of Haxby *read* William.
p. 93, l. 7 from bottom and sidenote, *for* Robert Cocks *read* Roger.
p. 100, l. 3, *for* concanico *read* concanonico.
p. 104, l. 5 from bottom, *for* William of Kelk *read* Walter.
p. 122, l. 17, *for* Gilberti de Birston *read* Willelmi.
p. 127, l. 16 from bottom and sidenote, *for* Stoke *read* Stowe.
p. 142, l. 29, *for* recipimus *read* recepimus.
p. 143, sidenote, *for* £2 10s. *read* £5 10s.
p. 146, line 10, *for* R. de Belton *read* Welton; and sidenote, *for* Bloton, *read* Welton.
p. 160. sidenote, *for* Walter Barry *read* William.
p. 160, l. 2 from bottom, *for* Walter of Tenelby *read* William.
p. 171, sidenote, *for* Warte *read* Warter.
p. 173, l. 6, *for* Baston *read* Rolleston.
p. 174, l. 9, *for* Launewyk *read* Bonnewyk.
p. 174, l. 19, *insert* die *before* S. Luciae.
p. 177, sidenote, *for* Roger Botemound *read* Richard.
p. 183, l. 13, *for* Johannem de Siggilesthorn *read* Robertum.
p. 189, side note, l. 7 from bottom, *for* chair *read* choir.
p. 201, side note, *for* John of Hasthorp *read* Stephen.
p. 210, l. 30, *for* quia *read* quin ; and line 32, *for* at *read* ac.
p. 216, l. 9 from bottom, *for* Doubwych *read* Bubwyth.
p. 216, l. 22, *for* Scacc[ario] *read* Strat[a].
p. 260, l. 31, and sidenote, *for* Walterus de Dene *read* Petrus.
p. 262, l. 8 from bottom, *for* A. de Pykering *read* R.
p. 267, l. 23, *for* admissis *read* admissus.
p. 281, l. 7 from bottom, *for* Pickering *read* Dickering.
p. 284, l. 13, *for* Johanni *read* Nicholao.
p. 327, l. 5, *for* Willelmo de Dyington *read* Johanne.
p. 339, l. 12, *for* procutorem *read* procuratorum.
p. 364, sidenote, *for* W. of Bingham *read* Brigham.
p. 383, l. 6 from bottom, *for* Virby *read* Virly.

BEVERLEY MINSTER: CHAPTER ACT BOOK.

A.D. 1286—1347.

Littera Archiepiscopi directa Archidiaconis, Diaconis, etc.

1286.

6 Dec. Letter of John the Roman, Archbishop of York, to all abbots, priors, archdeacons, officials, deans of churches, rectors, vicars, parish priests, and other prelates of churches in the diocese of York.

i. 2.—JOHANNES,* permissione divina† Eboracensis Archiepiscopus, Angliæ primas, Dilectis in Christo filiis Abbatibus, prioribus, archidiaconis, officialibus, decanis ecclesiarum, rectoribus, vicariis, presbyteris parochialibus, et ceteris ecclesiarum prælatis per Eboracensem diocœsim constitutis, Salutem, gratiam, et benedictionem.

Cum Beverlacensi Capitulo cohercendi quoscunque infringentes seu perturbantes Beverlacensis ecclesiæ libertates, sive in aqua de Hul sive alibi, et compellendi ad solutionem travarum, quæ ipsa Ecclesia percipere consuevit, per censuram ecclesiasticam, auctoritate nostra commiserimus potestatem, vobis districtius injungendo Mandamus quatinus illos, quos idem Capitulum, pro violatione seu perturbatione hujusmodi libertatum, vel solutione travarum ‡ non facta, excommunicaverit, ad ipsius Capituli mandatum, vos et singuli vestrum excommunicatos publice et sollempniter nuntietis; eosque tanquam excommunicatos faciatis, usque ad satisfactionem condignam, ab omnibus arctius evitari; Vos in præmissorum executione ita præbentes faciles et paratos per vestram devotionem debeamus ex merito commendare.

Having empowered the Chapter of Beverley to punish by ecclesiastical censure those infringing the liberties of the Minster in Hull Water and elsewhere, and to compel payment of the thraves which the church has been accustomed to take, we command you to publicly proclaim excommunicate all those excommunicated by the chapter; and to boycott them severely till satisfaction is given.

Bene valetis. Datis apud Burton viii Id. Decembris Anno graciæ M°cc° octogesimo sexto, et pontificatus nostri primo.

Dated at Burton.

* John the Roman, le Romaine or Romanus, was the son of a Londoner of that name, who was Canon of S. Paul's and Treasurer of York Minster.

† This and the following document effectually dispose of the theory often put forward that Bishops wrote themselves such "by divine permission" and Archbishops "by the grace of God." In fact both forms are used indiscriminately by Bishops and Archbishops. *Cf.* post. p. 37, 44, 115, 130.

‡ For thraves see the Introduction and *passim*

* *Archbishop's Letter of Indulgence for Contributors to repair of Beverley Minster.*

1288. 24 March. Letter of Abp. John the Roman, to all abbots, priors, colleges, archdeacons, officials, deans, rectors, vicars, priests, and other prelates of churches in the diocese [illegible] vinde &c. York.

i. [illegible] Johannes, Dei gratia Eboracensis Archiepiscopus, Anglie Primas, Venerabilibus in Christo fratribus, dilectis nobis Abbatibus, prioribus, collegiis, archidiaconis, officialibus, decanis, rectoribus, vicariis, presbiteris et ministris [illegible] † universis ecclesiarum prælatis per Eboracensem diocesim et provinciam constitutis Salutem in sanctissimis amplexibus Salvatoris.

Amidst pious works none is more grateful to God than the foundation, maintenance and repair of churches.

Inter ecclesiæ pia devotionis opera, id in conspectu Altissimi credimus fore gratum, quod ad fundationem, sustentationem, et reparationem ecclesiarum gratiose convertitur; quæ tanquam sancta et salubria in terris habitacula fideles ad orandum recipiunt, et ad impetrandum, in fide sacramenti altaris, quod pro salvatione credentium in ara dominica sacrorum cotidiano ministerio sacerdotum offertur, speratam veniam placato Domino de peccatis.

Beverley Minster, where the relics of the glorious confessor John are treasured, wants repair.

Cum itaque ecclesia nostra Beverlacensis, in qua gloriosi confessoris Johannis venerabiliter conduntur reliquiæ, reparatione indigeat in structura operis sumptuosi Nos structuræ hujusmodi paternis affectibus prospicere censuimus, et spiritualibus, quibus possumus, amminiculis intimis subvenire, Devotionem vestram igitur studiose requirimus et in Domino attentius exhortamur vobis in remissionem peccaminum, nihilominus injungentes, quatinus, cum procuratores præfatæ ecclesiæ ad vos venerint pro fidelium elemosinis colligendis, eos admittatis benivole, eorum negotium parochianis et subditis vestris efficaci compendio exponentes, ipsosque parochianos et subditos vestros, Dei et nostri intuitu benignius inducatis, ut, de bonis sibi a Deo collatis, ad refectionem et fabricam predictæ ecclesiæ larga conferant subsidia caritatis, in quibus eternale præmium mereri poterunt acceptius coram Deo.

Urge all facilities to the procurators of the Minster to get contributions from your parishioners, and explain the business to them.

Nos autem de ejusdem omnipotentis Dei miti misericordia et gloriosæ virginis matris suæ, beatorum apostolorum Petri et Pauli, necnon sanctissimi confessoris Willelmi omniumque sanctorum meritis confidentes, omnibus parochianis nostris, et aliis, quorum dyocesani hanc nostram Indulgentiam ratam

Bishops at 40 days' pardon to contributors. Confirmation of indulgences granted or to be granted by bishops in other dioceses we [illegible]

* The marginal headings of this and other documents in the first few pages of the MS. have been destroyed by the binder.

† MS. defaced, probably, parochialibus.

habuerint, de peccatis suis vere contritis, penitentibus, et confessis, qui juxta exhortationem nostram prædictam ad fabricam ejusdem ecclesiæ de bonis sibi a Deo collatis manus porrexerint adjutrices, quadraginta dies de injuncta sibi penitentia, Deo propitio, misericorditer relaxamus; Indulgentias a venerabilibus patribus, et co-episcopis nostris quibuscunque catholicis ad id concessas, et imposterum concedendas, ratas habentes pariter et acceptas.

Testimonio præsentium, quas sigilli nostri munimine fecimus roborari. Datas apud Burton ix kalendas Aprilis anno Gratiæ M° ducentesimo octogesimo nono, et pontificatus nostri quinto.

Dated at Burton.

Littera ad petendum subsidium caritativum a populo pro capsula Beati Johannis.

1302.
11 April.

cxxxv. b. 2.—Thomas, Dei gratia, Eboracensis Archiepiscopus, Angliæ primas, Venerabilibus fratribus coepiscopis nostris, et dilectis in Christo fratribus Abbatibus, prioribus, capitulis, collegiis, archidiaconis, officialibus, decanis, rectoribus, vicariis, necnon aliis universis ecclesiarum prælatis per Eboracensem dyocœsim et provinciam constitutis Salutem in sanctissimis amplexibus Redemptoris.

Archbishop Thomas (Corbridge) to his brother Bishops and all Abbots, Priors, Chapters, Colleges, Archdeacons, Deans, Rectors, Vicars, and other prelates of churches in diocese and province of York.

Cœlestibus civibus gratum fore conspicimus quicquid in honorem sanctorum communium convivii, in quibus gloriatur Altissimus, gratiæ impendimus et favoris; Quod præsertim dum loca venerabilia, quibus sacrosanctæ sanctorum ipsorum conduntur reliquiæ, spiritualibus munusculis libenter prosequimur, sanctius exercere credimus et attentius apud Deum.

We see that whatever is done in honour of saints is grateful to the citizens of heaven, and especially when we freely give to places where relics of saints are preserved.

Cupientes igitur ut nostra Beverlacensis ecclesia et celebris capsula, pro reliquiis sanctissimi Confessoris Johannis recondendis, in ipsa sumptuoso opere jam incepta, ad cujus consummationem ejusdem ecclesiæ non suppetunt facultates, congruis honoribus, frequenter universitatem vestram studiose requirimus et in Domino attentius exortamus, vobis in remissionem peccaminum nichilominus injungentes, quatinus cum procuratores vel nuntii præfatæ ecclesiæ ad vos venerint pro fidelium elemosinis colligendis ipsos in proximis capitulis vestris celebrandis post inspectionem præsentium præ omnibus aliis negotiis, excepto negotio fabricæ nostræ Beati Petri Eboracensis, quod prius exponi volumus, benivole admittatis

[etc. as in j. 1, down to penitentibus et confessis, except that the "capsula" is specially mentioned as well as the fabrica] qui devotionis causa ecclesiam et capsulam visitaverint seu honoraverint memoratas, et ad fabricam seu celebriorem statum ipsarum de bonis suis manus porrexerint adjutrices [etc. as in j. 1].

Dated at Burton.

In cujus rei testimonium sigillum nostrum præsentibus est appensum. Datis apud Burton iij Idus Aprilis anno gratiæ $m^{mo}ccc^{mo}$ secundo, et pontificatus nostri tertio.

Littera Archiepiscopi.

1303. 6 April. Abp. Thomas Corbridge to Archdeacon of East Riding, and his officials, and all our Deans, Rectors, &c., in the Archdeaconry.

i. 3.—Thomas, Dei Gratia, Ebor. Archiepiscopus, Angliæ primas, Dilectis in Christo filiis Archidiacono Estriding, suis officialibus, ac decanis nostris singulis, universisque rectoribus, vicariis, et presbyteris parochialibus per Archidiaconatum Estriding constitutis ad quos literæ præsentes pervenerint, Salutem, gratiam et benedictionem.

The Chapter of Beverley complain that you no longer execute their mandates to proceed against those who do not pay their thraves due from of old to the church and Blessed John of Beverley. The revenues of the church chiefly consist in these sheaves, and if not paid in process of time the church—save the mark—will be left desolate.

Querelam dilectorum filiorum Capituli nostri Beverlacensis nuper recepimus, prætendentem quod licet ipsorum mandata canonica prædecessorum nostrorum temporibus, ad exequendum contra non solventes travas Ecclesiæ Beverlacensi et Beato Johanni ab antiquo debitas, seu detentores earum, vobis directa cum devotionis promptitudine exequi solebatis, non nulli tamen vestrum id facere tepescunt, et, ut fertur contempserunt, propter quod tam Bederna quam portiones præbendarum suarum et aliorum officiorum in ecclesia Beverlacensi, quæ pro majori parte in travis consistunt, jam diminui et decrescere inceperunt; sic quod subtractis stipendiis et victualibus comministrorum prædictæ ecclesiæ, processu temporis relinqueretur, quod absit, ipsa ecclesia desolata, dum pro jure suo exequendo, nulli vel pauci contra adversantes se exponunt propitios seu devotos;

Therefore we command you to proceed in accordance with the Chapter's orders as heretofore.

Quocirca vobis districte et firmiter injungendo mandamus, quatinus vos omnes et singuli contra omnes illos quos idem Capitulum pro violatione seu perturbatione libertatum Beverlacensis [Ecclesiæ] vel solutione hujusmodi travarum, quæ ipsa ecclesia ab antiquo percipere consuevit non facta excommunicaverit, vel citando, suspendendo, aut alio modo canonice processerit contra eosdem, mandata ipsius Capituli vobis occasione præmissa de cetero dirigenda, prout retroactis temporibus in casu hujusmodi solet fieri, juxta seriem,

vim, et effectum ipsorum exequamini reverenter; Vos in præmissorum executione ita præbentes paratos quod vestram debeamus devotionem et merito commendare. Valetis.

Datis apud Burton juxta Beverlacum viii Idus Aprilis pontificatus nostri anno quarto. Dated at Burton.

Letter of Archbishop against infringers of Liberties of Beverley.

i. b. 1.—Thomas, Dei gratia, Ebor. Archiepiscopus, Angliæ primas, Dilectis in Christo filiis Capitulo nostro Beverlacensi, Salutem, gratiam et benedictionem. 1303¾. 6 Jan. Abp. Thomas (Corbridge) to his Chapter of Beverley.

Meminimus nos dudum in nostra Beverlacensi ecclesia, præsentibus multis ex vobis astanteque tam cleri quam populi multitudine, omnes illos, qui, malitiose, clam vel palam, libertatem nostram Beverlacensem, seu infra villam ipsam, sive extra in villis vicinariis sive parcis vel locis aliis quibuscumque spectantibus ad libertatem eandem violaverint, seu infregerint, eorumque auctores sanctores quoscunque, accensis candelis et extinctis, canonica monitione præmissa pupplice et sollempniter excommunicasse in genere et excommunicatos etiam nuntiasse; quamquam omnes tales ipso facto sint majoris excommunicationis sententia in anno promulgata pluries, dampnabiliter involuti. We remember that in the presence of many of you and a multitude of clergy and laity we excommunicated specifically all those who maliciously infringe the liberty of Beverley, though they are *ipso facto* excommunicated by virtue of the sentence published on certain Sundays and feast days several times a year alike in church and in full market on market days, according to a form settled by us.

Quam sententiam, et pupplicationem (*sic*) ejusdem tam in dicta Beverlacensi ecclesia diebus dominicis solempnibus et festivis, quam in pleno loci mercato, diebus ejusdem, in forma præscripta, quam vobis observandam nuper reliquisse meminimus, pupplice et sollempniter modo consueto et debito recitetis efficaciter, et solempniter pupplicetis. Inquirentes de nominibus eorumdem, de quibus, cum vobis legitime constiterit, nobis citra mediam quadragesimam constare faciatis fideliter per vestras litteras harum seriem continentes. Nec cessetis a denuntiatione hujusmodi donec aliud super hoc a nobis receperitis in mandatis. Valetis. Find out their names and send them to us before mid-Lent. Meanwhile continue to denounce them.

Datis apud Cawode viii Idus Januarii pontificatus nostri anno quarto. Dated at Cawood.

Littera monitoria ut aliquis ordinetur infra tempora canonica ad ordinem presbyteri.

i. b. 1.—Thomas [etc. as in i. b. 1]. 1304. 19 April. Abp. Thomas

Cum prebendæ in nostra Beverlacensi ecclesia sacerdotales

(Corbridge) to Chapter of Beverley. The prebends are according to their original foundation to be held by priests. Aymo de Carto, Provost and Canon of the Minster, holds a prebend, but is not ordained priest. Warn him to be so within the canonical period.

existant ex institutione et ordinatione primaria earumdem, at Aymo de Carto Præpositus et canonicus dictæ ecclesiæ, ex dictis præbendis unam sacerdotalem in eadem ecclesia assecutus nondum sit, prout dictum beneficium seu præbenda sua requiritur, in presbyterum ordinatus, vobis injungimus firmiter et mandamus quatinus dictum Aymonem legitime et peremptorie moneatis et efficaciter inducatis quod infra tempora a canonibus præfixa se procuret et faceret in presbyterum ordinari, sicut canonicam effugere voluerit ultionem.

Inform us what you do within 6 days.

Nos autem de die monitionis hujusmodi sibi (*sic*) factæ, et quicquid feceritis in præmissis, distincte et aperte, infra sex dies a die receptionis præsentium numerandos, reddatis per vestras patentes litteras, quæ harum tenorem contineant, certiores. Valetis.

Dated at Brompton.

Datis apud Brompton xiii Kalendas Maii, Anno gratiæ M°ccc° quarto, et pontificatus nostri quinto.

1304. 28 Feb. Abp. Thomas (Corbridge) to Chapter of Beverley. Now is the accepted time, &c. The ember days are on.

i. b. 4.—Thomas [etc. as in i. b. 1].

"Ecce nunc tempus acceptabile! Ecce nunc dies salutis! In quibus diebus," secundum prophetam, "sacerdotes et viri ecclesiastici inter templum et altare plorare debent dicentes 'Parce Domine, parce populo tuo'" lacrimis et orationibus insistentes, quæ sunt arma clericorum:

Tournaments, duels, and fairs are forbidden by canon law.

Et a sacris canonibus torneamenta, duella et aliæ nundinæ, in quibus homicidia et animarum pericula poterunt verisimiliter imminere, sunt inhibita et penitus reprobata.

We warn you on pain of the greater excommunication by this letter, once, twice, and thrice, as a matter of urgency, not to attend any such spectacles, nor let your families or fellow ministers attend any spear-plays, or the like illicit and dangerous games, especially during these fast days.

Propter quod nos, ad sacrorum canonum observationem astricti, et animarum periculis præcavere volentes, vos omnes et singulos sub pœna excommunicationis majoris (quam, si mandatum nostrum contempseritis, in singulos vestrum proferimus in hiis scriptis), districte monemus, primo, secundo et tertio, peremptorie, ad temporis angustiam, monitionem in [*MS. perished*] minime patiare, quatinus ad hujusmodi spectacula nullatenus declinetis, nec familiares seu comministros vestros [qui] vobiscum de bonis ecclesiasticis exhibentur, hastiludia vel consimiles ludos illicitos et periculosos, minime in his sacris diebus jejunii, quibus est penitentiæ et devotioni, ut præmittitur, magis quam hujusmodi laciniis dampnabilibus insistendum, aliquo modo facere permittatis, vel ad hujusmodi congressum temere præsumendum, per eosdem conventacula ex condicto aliqualiter proclamari. Hoc etiam, eisdem viris comministris monitione canonica inhibentes,

sub pœna prædicta, ne præsumant talia aliqualiter attemptare.

Quod si quicquid fuerit attemptatum, id revocent absque mora: et si talia alicubi fuerint proclamata, ad loca hujusmodi non declinent.

If proclamation of any such have been made it is to be revoked without delay.

Quid autem feceritis in præmissis, nos infra quatuor dies a die receptionis præsentium numerandos reddatis per vestras litteras, quæ harum tenorem contineant, certiores. Valetis.

Tell us within 4 days what you do in the premises.

Datis apud Burton ij Kalendas Martii Anno gratiæ m°ccc° tertio: et Pontificatus nostri quinto.

Dated at Burton

Litteræ citationis ut aliquis veniat ostensurus dispensationes de pluralitate beneficiorum.

ii. 2.—Thomas, Dei gratia, Ebor. Archiepiscopus, Angliæ primas, Dilecto in Christo filio, Decano nostro de Herthill ad infra scripta per nos specialiter deputato, Salutem, gratiam, et benedictionem.

130¾.
7 March.
Abp. Thomas (Corbridge) to Dean of Harthill

Cum a jure canonico sit prohibitum, ne quis plures dignitatis personatus et ecclesias vel beneficia ecclesiastica, quibus cura imminet animarum, absque dispensatione sedis apostolicæ vel alio jure speciali et sufficienti recipiat, aut simul valeat retinere; ac Aymo de Carto, Præpositus ecclesiæ nostræ Beverlacensis, precentoriam ecclesiæ Lugdunensis et in ecclesiis Lausanensi et Beverlacensi prædictas præposituras, quæ dignitates aut personatus existunt, vel saltem curam optinent animarum, dudum recepit, et postea, retentis eisdem vel earum aliquibus etiam ecclesiam prebendalem de Duncarvan, Lisimorensis diocœsis, curam habentem consimilem, tanquam Rector recepit, tenuit, et adhuc tenet, una cum beneficiis ecclesiasticis supradictis, fructus et proventus eorum omnium et singulorum percipiendo, et in usus suos proprios pro suæ voluntatis libito convertendo; Propter quod urgendo conscientia et ex officii nostri debito exercitati, eundem Aymonem pridie super hiis vocandum decrevimus, et litteras nostras citatorias indictas personæ suæ per nostros fideles nuntios direximus porrigendas; sed idem Aymo callide, ut intellexi-mus, citationes nostras subterfugiens et mandata, malitiose egit, quominus dictæ nostræ litteræ ad ipsius Aymonis personalem præsentiam poterant (*sic*) pervenire.

The Canon Law forbids plurality of benefices with cure of souls without Papal dispensation. Aymo de Carto Provost of Beverley, holds also the Precentorship of Lyons, Provostship of Lausanne which are dignities having cure of souls, and also the Rectory of Prebendal Church of Dungarvan in Lismore diocese.

Wherefore we have issued letters of citation to him, service of which he has avoided.

Quocirca discretioni tuæ committimus et injungimus et firmiter mandamus, quatinus, hac instanti die dominica, ad

Go therefore this very Sunday to the Minster and

the Bedern and cite him to appear before us or our Commissary at York Cathedral, Tuesday after first Sunday after Easter.

ecclesiam nostram Beverlacensem prædictam, necnon ad domos Bedernæ Beverlaci ad præpositurum suam spectantes personaliter accedens, propter periculum quod ex dilatione ampliori imminet animarum, cites peremptorie dictum Aymonem, præpositum Beverlacensem, quod sit coram nobis vel commissariis nostris, seu commissario, pluribus aut uno, in majori ecclesia nostra Eboracensi, die Martis proximo post dominicam,* qua cantatur "quasi modo geniti," per se vel per procuratorem sufficienter instructum compareat, dispensationes seu aliud jus speciale, auctoritate quorum dicta beneficia ecclesiastica curam animarum habentia canonice tenere valeat, exhibiturus, ostensurus, facturus ulterius et recepturus quod justum fuerit, et canonicis convenerit institutis.

If absent, leave a notice to his proxy during High Mass, in [his?] mother tongue,† and fix a copy of this on the High Altar and in the Bedern Hall.

Si autem dictus Aymo personaliter inventus non fuerit, tunc hoc citationis edictum in dicta ecclesia, dum magna missa cantatur, procuratori suo, si quem ibidem dimiserit, et nichilominus clericis et laicis notis proximis et amicis dicti Aymonis in lingua materna, ita quod eum latere non valeat solempniter pupplices et exponas; copiam præsentis tam in magno altari ejusdem ecclesiæ quam in aula dictæ Bedernæ pupplice dimittendo.

Let us know what you do in the premises.

Nos autem vel dictos commissarios nostros, seu commissarium, plures aut unum, ad dictos diem et locum de die receptionis præsentium et citationis factæ in forma prædicta, ac super hiis quæ feceris in præmissis, reddas per tuas patentes litteras, quæ harum tenorem contineant, certiores. Vale.

Dated at Burton.

Datis apud Burton, Nonis Martii, pontificatus nostri anno quinto.

1303.
7 March. Abp. Thomas (Corbridge) to Dean of Harthill: We lately sent letters of citation to Aymo de Carto, Provost of Beverley, at his prebendal house, where he had

ii. 3.—Thomas [etc. as in ii. 2].

Nuper Aymonem de Carto, Præpositum ecclesiæ nostræ Beverlacensis, fieri ad animæ suæ salutem vocandum decrevimus, et litteras nostras citatorias inde sibi per nostros fideles nuntios ad domum prebendæ suæ, ubi prius non modicum tempus moram traxerat, et credebatur certitudinaliter inve[niri, direx]imus porrigendas; sed idem Aymo callide,

* *i.e.* First Sunday after Easter. The office of the Mass begins with the Introit "Quasi modo geniti infantes, alleluia," from 1 Peter ii. 2.

† It does not appear whether the mother tongue means English or Aymo's mother tongue, which was probably French, but possibly German, as he seems to belong to Savoy and the Lake of Geneva.

ut intelleximus, citationes nostras subterfugiens et mandata, malitiose egit, quominus dictæ nostræ litteræ ad ipsius Aymonis personalem præsentiam poterint pervenire ;

been staying some time, but he avoided service of them.

Discretioni igitur committimus, injungimus, firmiter et mandamus quatinus Aymonem, præpositum supradictum, ut in hac parte suis potius laboribus et expensis cites peremptorie vice nostra, videlicet, hac instanti die dominica, tam in ecclesia nostra Beverlacensi quam in domibus Bedernæ Beverlacensis ad præposituram suam spectantibus, quod per se vel procuratorem sufficientem compareat coram nobis vel commissariis nostris, seu commissario, pluribus aut uno, in majori ecclesia nostra Ebor. die Veneris proxima post dominicam qua cantatur "quasi modo geniti," super sibi canonice ex nostro objiciendis officio ipsum et salutem animæ suæ contingentibus responsurus, facturus ulterius, et recepturus quod justitia suadebit. Si autem dictus Aymo personaliter inventus non fuerit, tum hoc citationis edictum in dicta ecclesia dum magna missa cantatur procuratori suo, si quem ibidem dimiserit, ac etiam clericis et laicis notis proximis et amicis dicti Aymonis in lingua materna, ita quod eum latere non valeat, solempniter pupplices et exponas ; copiam præsentium tam magno altari dictæ ecclesiæ quam in Bederna prædicta publice dimittendo.

Cite him this day to appear before us or our commissary at York on Tuesday after the first Sunday after Easter to show cause or receive justice.

If he is absent publish this citation in the mother tongue to his proxy, if any, and other known friends, and leave a copy on the high altar.

Nos autem vel dictos commissarios nostros seu commissarium, plures aut unum, ad dictum diem et locum de die receptionis præsentium et citationis factæ in forma prædicta, ac super hiis quæ feceris in præmissis, reddas per tuas patentes litteras, quæ harum seriem contineant, certiores. Vale.

Tell us what you do in the premises.

Datis apud Burton, Nonis Martii, pontificatus nostri quinto.

Dated at Burton

Littera [illegible] ne gravis in subditos existat.

ii. b. 2.—Thomas [etc. as in ii. 2].

Cum dicat apostolus "Non debent filii tesaurizare parentibus sed parentes filiis," longe multum a paterna pietate videtur, si præpositi suis subditis graves existant, quos in suis necessitatibus paterno debent more fovere. Attendentes igitur ex clamosa insinuatione cleri et populi præposituræ Beverlacensis ecclesiæ quod Aymo de Carto, Præpositus ejusdem, subditos suos ad dictam ecclesiam pertinentes in præpositura prædicta, tam clericos quam laicos, talliis et

$130\frac{3}{4}$.
7 March.
Abp. Thomas (Corbridge) to Dean of Harthill

The Apostle says children ought not to lay up treasure for their parents, but parents for their children.

Hearing complaints against the tallages and exactions im-

pound by Aymo de Curte the Provost on the clergy and laity of his provostry.

exactionibus immoderatis absque causa rationabili gravare præsumit, et per indebitas exactiones ab eis pecuniam immoderatam extorsit, et adhuc non desinit extorquere: Nonnulla etiam alia in derogationem juris nostri et dictæ nostræ Beverlacensis ecclesiæ moliendo:

We command you this day to go to the Minster and Bedern and during mass inhibit the said Aymo from doing anything to the prejudice of those who are no less subjects of our church of Beverley than his.

Tibi committimus et districte præcipiendo mandamus quatinus ad dictam ecclesiam et Bedernam Beverlacensem ad dictam præposituram spectantem, hac instanti die dominica, personaliter accedens inter missarum solempnia, adstante populi multitudine congregata, vice et auctoritate nostra dictum Aymonem, Præpositum Beverlacensem, districtius inhibeas, ne in subjectos præposituræ prædictæ, qui non minus ecclesiæ nostræ Beverlacensis quam sui sunt subditi, atque in juris dictæ Beverlacensis ecclesiæ præjudicium et gravamen manifestum contra sanctiones canonicas introducat, sed ab hujusmodi exactionibus et extorsionibus illicitis non desistens, non præsumat talia attemptare imposterum.

If absent to give notice in the mother tongue to his proxy or friends and leave a copy of this on the high altar.

Si autem dictus Aymo personaliter inventus non fuerit, tum hoc monitionis et inhibitionis edictum ibidem in dicta ecclesia procuratori suo, si quem dimiserit, et nichilominus clericis laicis notis proximis et amicis dicti Aymonis in lingua materna ita quod eum latere non valeat, solempniter pupplices et exponas; copiam præsentium tam in magno altari ejusdem ecclesiæ quam in aula dictæ Bedernæ pupplice dimittendo.

Tell us what you do in the premises.

Nos autem de die monitionis et inhibitionis hujusmodi sibi factæ, et de omnibus quæ feceris in præmissis, reddas, absque morosa tarditate, per tuas patentes litteras, quæ harum tenorem contineant, certiores. Vale.

Dated at Burton.

Datis apud Burton, Nonis Martii, pontificatus nostri anno quinto.

1304.
6 April.
Abp. Thomas (Corbridge) to Chapter and Dean* of Beverley. Undertakings succeed which are entered on with regard to God.

ii. b. 3.—Thomas [etc. as in j. b. 1] Dilectis in Christo filiis Capitulo ac Decano nostro Beverlacensis Salutem [etc.].

Tunc agenda omnia prosperiorem sortiri speramus effectum, quando in ipsorum ingressu ad illum qui cuncta disponit, fideles Christi spe firma suum dirigunt intuitum, ipsius præsidium postulantes;

Cum igitur Dominus noster Rex Angliæ, Princeps seren-

* Dean means what is now called Rural Dean, not the Dean of the Minster, as there never was one.

issimus, cum suo exercitu pro tranquillitate et securitate regni Angliæ ad partes Scotiæ jam dirigat gressus suos, cujus actus et opera magis credimus prosperari, si orationibus devotis fidelium fulciatur:

The King is marching against Scotland.

Nos in Deo [necnon eo], qui lacrimosis devotorum precibus vult pulsari, spem firmam ponentes, vobis mandamus quatinus in ecclesia Beati Johannis, et ceteris ecclesiis Beverlaci tam parochialibus quam collegiatis, exemptis et non exemptis, hac die dominica* Paschæ et ceteris diebus dominicis et festivis, tam in processionibus quam in missarum solempniis, pro præfato Domino nostro Rege [et, Regem ip]sum et illustrem filium suum, Dominum Edwardum, comitantibus devote orari, et etiam omni die in missis presbiterorum quibuscunque, sive pro vivis seu pro defunctis celebrantium, ipsorum Domini Regis filiique sui et aliorum ipsos comitantium [*MS. torn*] specialem benedictionem; necnon in singulis septimanis omni quarta et sexta feria, processiones cum letaniis pro dicto Domino [Rege et] suo exercitu aliisque in defensione regni adhærentibus, consilium auxiliumve præstantibus, cum celeritate qua [possitis] faciatis, ut Dominus noster, rerum omnium dispositor, providus pro sua pietate gressus suos et actus dirigat et disponat, ipsumque Regem cum exercitu ab adversis protegat et defendat, necnon pacis optatæ tranquillitatem et de inimicis triumphum habere concedet, ad ipsius honorem, regni salvationem, et totius utilitatem Ecclesiæ Anglicanæ.

Have special prayers in the Minster and all churches, at processions and masses this Easter Sunday and other Sundays and Feast Days, for the King, and those accompanying him and his son Edward, and special benediction in all priestly masses, and every Wednesday and Friday have processions with litanies, with all speed.

Et nos de Dei omnipotentis misericordia et gloriosæ virginis matris suæ, Beatorum Apostolorum Petri et Pauli, necnon sanctissimi confessoris Willelmi et omnium sanctorum meritis confidentes, omnibus parochianis nostris, et aliis, quorum diocesani hanc nostram indulgentiam ratam habuerint, de peccatis suis vere contritis, penitentibus et confessis, qui [pro] prædictis Domino nostro Rege ejusque filio, et suo exercitu devote oraverint, ut superius est expressum, quadraginta dies de injuncta sibi penitentia, Deo propitio, misericorditer relaxamus. Quam indulgentiam aperte et solemniter ad excitandum devotionem fidelium per vos volumus publicari.

40 days indulgence for those devoutly praying for the King, his son, and army.

Nos autem quicquid feceritis in præmissis citra festum

* M.S. torn.

Nativitatis Beati Johannis Baptistæ certificetis per vestras patentes litteras harum seriem continentes. Valete.

Dated at Burton. Datis apud Burton Idibus Aprilis, pontificatus nostri anno quarto.*

Littera ne quis præsumat perturbare possessionem.

1303. 30 March. Abp. Thomas to Chapter. William of Sothill, Rector of Patrington, has been disturbed in his rectory by some sons of iniquity.

iii. 2.—Thomas [etc. as in j. b. 1].

Cum dilectus filius Dominus Willelmus de Sothill, Rector ecclesiæ de Patrington, ipsius ecclesiæ possessionem pacificam auctoritate nostra ordinaria canonice sit adeptus, at quidam iniquitatis filii, ut intelleximus, contra ipsum et ecclesiæ suæ prædictæ jura spiritualia multipliciter machinantes, possessionem suam prædictam, non minus in ipsius Domini Willelmi, quam nostræ jurisdictionis, præjudicium et injuriam manifestam, injuriose subvertere et temerariè perturbare nituntur;

Excommunicate them wherever they are, the King and Royal family only excepted, every Sunday and feast day.

Vobis firmiter injungendo mandamus quatinus, præmissis monitionibus canonicis, omnes illos qui ejus possessionem prædictam in ecclesia de Patrington supradicta cum suis juribus et pertinentiis, clam vel palam, directe vel indirecte, facto vel verbo, consilio auxilio vel favore, violenter ac injuriose perturbare præsumpserint, Domino nostro Rege, Regina et eorum liberis dumtaxat exceptis, singulis diebus dominicis solempnibus et festivis, vice et auctoritate nostra pupplice et solempniter excommunicationis sententia innodetis.

Et quid in præmissis feceritis nos, cum per prædictum Willelmum fueritis requisiti, per vestras patentes litteras harum seriem continentes curetis reddere certiores. Valete.

Datis apud Burton xiij Kalendas Aprilis, pontificatus nostri anno quinto.

1304. 2 April. Abp. Thomas to Chapter. Hear and do justice to the

iii. 3.—Thomas, [etc. as in j. b. 1].

Devotioni vestræ firmiter injungimus et mandamus quatinus audita querela dilecti filii fratris Johannis, sup-prioris de Watton, latoris præsentium, super injuria per quendam Johannem de Queldrike comministrum ecclesiæ vestræ sibi

* Sic. But from the place of the document it would seem that quarto is the right reading.

et aliis ejus assistentibus nuper impetuose illata, ut dicit, quam gravem ferimus, celerem super hoc justitiam satagatis; Et talem, pro cujus defectu, in casu vestræ negligentiæ, non cogamur extendere manus nostras circa debitum in hac parte remedium adhibendum.

matter of John, Sub-prior of Watton, and Joh of Wheldrake, o of your minister

Such that I may not be compelle to move.

Quid autem in præmissis feceritis, rescribatis plenius, cum ex parte dicti fratris Johannis fueritis requisiti. Valete.

Datis apud Ferrybi iiij Nonas Aprilis, pontificatus nostri anno quinto.

Dated at Ferrib

iii. 4.—Thomas [etc. as in j. b. 1].

1304.
8 April.
Abp. Thomas to Chapter.

Quia aliqui articuli contra Præpositum Beverlacensem objiciendi, quos vobis mittimus in præsentibus interclusos, nimis generales sunt et indeterminati, eo quod numerus anguillarum, nec gallinarum, nec clericorum ad elemosinam inducendorum non specificatur nec exprimitur in eisdem.

The enclosed articles to be lai against the Provost are too vague; the number of eels, hens, and clerks to be kept not being specified. Supply omission and return at once by bearer.

Vobis mandamus quatinus, deliberatione præhabita tam penes vos quam etiam, si oporteat, cum vestris vicariis et ministris, nos super præmissis per litteras vestras cum omni celeritate, statim visis præsentibus, nobis per latorem præsentium destinandas curetis distincte et aperte certiores. Valete.

Datis apud Wilton vj Idus Aprilis, pontificatus nostri anno quinto.

Dated at Wilton

iii. 5.—Thomas [etc. as in j. b. 1].

1304.
8 May.
Abp. Thomas to Chapter.

Exhibuistis nobis articulos certos in scriptis contra Aymonem, Præpositum Beverlacensem, causam continentes, quod ipse, contra juramentum suum in admissione ipsius coram nobis in Capitulo vestro juxta antiquam consuetudinem ecclesiæ vestræ præstitum, diversimode veniens, multa per se et per ministros suos subtraxit et vobis et vestris, ac dictæ ecclesiæ ministris, et alias fecit in Bederna minus debite ministrari. De quibus omnibus competentem correctionem per nos fieri instantius postulastis.

You have exhibited articles against Aymo, Provost, for breach of oath i depriving you and yours of du service in the Bedern, and asked us to correct this.

Et nos pro vobis et ecclesia prædicta, præfatos articulos Officiali nostro Eboracensi committentes, processum contra dictum Præpositum super illis fecimus legitimum inchoari; verum quia tam super juramento prædicto quam super articulis memoratis incumbit facienda prohibitio legitima contra eundem, vos et singulos vestrum rogamus, vobisque injungimus firmiter et mandamus, quatinus cum ab Officiali

We have direct our official to institute proceedings.

You must produce evidence when required.

nostro prædicto fueritis requisiti, veritati testimonium præhibeatis, ad probationem omnium præmissorum vestram sollicitudinem opponentes.

Get evidence from vicars, clerks, or canons most conversant with the facts, and send their names by bearer.

De vicariis autem comministris et clericis dictæ ecclesiæ seu etiam concanonicis vestris, qui de præmissis melius sciverint veritatem, diligentius exploretis, per quos probari poterunt supradicta: et nomina eorum dicto Officiali cum omni acceleratione per latorem præsentium rescribatis.

Et volumus quod ista secretius teneatis ita quod dicto Præposito nullatenus innotescant. Valete.

Dated at Kirkeby.

Datis apud Kirkeby viij Idus Maii, pontificatus nostri anno quinto.

1304. 7 March. Abp. Thomas to Chapter.

iii. b. 2.—Thomas [etc. as in j. b. 1].

The prebends of Beverley must be held by priests. Aymo de Carto holds one but has not been ordained priest.

Cum prebendæ in ecclesia nostra Beverlacensi sacerdotales existant ex institutione ac ordinatione primaria earumdem, ac Aymo de Carto vester concanonicus et confrater, qui unam de dictis prebendis sacerdotalibus erat in eadem ecclesia assecutus, prout intelleximus, secundum quod dicta prebenda sua requirit nondum est in presbiterum ordinatus,

Nos ordinationem sive institutionem ipsarum prebendarum laudabilem inviolabiliter observare et effectum debite, sicut officio nostro convenit, mancipare volentes, Vobis committimus, injungimus firmiter et mandamus, quatinus in ecclesia

Warn him to be so within the canonical period.

prædicta dictum Aymonem vice nostra canonice moneatis et efficaciter inducatis, ut, infra tempora a sacris canonibus præfixa, se faciat, prout prædictum beneficium seu prebenda sua requirit, in presbiterum ordinari, sicut pœnam voluerit canonicam evitare.

If he is not present publish this edict of warning at high mass in the vulgar tongue and leave a copy in his stall in the church and in his prebendal house.

Si autem dictus Aymo personaliter inventus non fuerit, tunc hoc monitionis edictum in dicta ecclesia hac instanti die dominica, dum magna missa cantatur, procuratori suo si quem ibidem dimiserit, et nichilominus clericis laicis ac notis proximis et amicis dicti Aymonis in lingua materna, ita quod eum latere non valeat, publice et solempniter exponatis, tam in dicta ecclesia in stallo dicti Aymonis quam in domibus suis ad dictam prebendam spectantibus, in quibus consuevit hactenus morari, copiam præsentium dimittantes.

Nos autem de die monitionis hujusmodi factæ et super omnibus quæ feceritis in præmissis reddatis, absque morosa tarditate, per vestras patentes literas, quæ harum tenorem contineant, certiores. Valete.

Datis apud Burton Nonis Martii Anno gratiæ m°ccc^mo tertio, et pontificatus nostri quinto.

Dated at Burton.

iii. b. 3.—Thomas [etc. as in i. b. i.].

1304.

1 May. Abp. Thomas (Corbridge) to Chapter of Beverley. We have lately heard that Aymo de Quarto, Provost of Beverley, having been elected a bishop, has assigned to W. de Hamelton, Dean of York, in payment of a debt, all the goods of the provostry in the barns and lands and the live stock. As the Provost, as you well know is bound to leave his goods to his successor, and the whole church and its ministers have to be supported in the ensuing year out of those goods. Sequestrate them.

Audivimus, non est diu, quod Dominus Aymo de Quarto, Præpositus Beverlacensis, in episcopum jam electus, bona præposituræ ejusdem tam in horreis et in terris existentia quam animalia Domino Willelmo de Hamelton, Decano Eboracensi, in solutionem cujusdam debiti, in quo sibi tenetur, assignavit vel in proximo assignare proponit. Et quia dictus Præpositus magnam partem bonorum, ut dicitur (et id vos melius nosse debetis), suo qui pro tempore futurus fuerit tenetur relinquere successori, et de fructibus nunc in terra crescentibus tenetur ecclesia toto anno futuro Bedernæ et Capitulo ipsius pro comministris solita stipendia ministrare, ne per defectum ministrationis hujusmodi ecclesia ipsa debitis, quod absit, obsequiis defraudetur;

Nos, qui ad ecclesiam ipsam relationem specialem gerimus, et vestrum commodum affectamus, super hoc ne clanculo intercipiamini, et provideatur ecclesiæ seu ministris ejusdem, tenore præsentium vos monemus, vobis consulendo et distincte præcipiendo mandantes, quatinus statim, receptis præsentibus, omnia bona hujusmodi ubicunque infra præposituram Beverlacensem existentia, quantum ad vos pertinet, alioquin vice et auctoritate nostra, ex causis præmissis et aliis, quæ vos non latent, sub obedientiæ vinculo ar[c]tius sequestretis, nec relaxetur sequestrum hujusmodi, quousque competens nostro arbitrio vobis paretur securitas in hoc parte.

De qua, et quicquid in præmissis feceritis, nobis infra octo dies a receptione præsentium, vel citius si poteritis, constare literatorie faciatis. Valete.

Datis apud Marton Kalendis Maii, pontificatus nostri anno quinto.

Littera pro sequestratione bonorum præposituræ.

iiij. i.—Thomas [etc. as in j. b. 1].

1304.

3 May. Abp. Thomas (Corbridge) to Chapter of Beverley. It has lately come to our ears that you have by indenture with

Ad aures nostras de novo pervenit, quod habito nuper inter Decanum Eboracensem et Præpositum Beverlacensem et vos tractatu, per indenturam hinc inde factam fuerat concordatum quod certus canonicus mitteretur ad recipiendum numerum debitum animalium et aliorum omnium,

the Dean of York and Provost of Beverley agreed that a canon shall be sent to receive a certain number of the live stock and of other things, which ought to be in such place, or their value, assigning all the corn in three places to the Dean in part payment of his debt, which is said to amount to £100. But you have no power to do this without a special convocation [of canons] and by the assent of us and all others interested. And as we see that this must redound to the prejudice of the Minster.

quæ debentur in locis singulis, vel valorem, assignatis eidem Decano in partem solutionis debiti, in quo Præpositus sibi tenetur, bladis in terra in tribus locis, quæ fere usque ad centum libras, ut dicitur, est taxata.

De quo non sufficimus admirari, cum sine convocatione speciali confratrum, quæ facta non extitit, et sine nostro ac omnium et singulorum, quorum intererat, assensu, in nostri eorumque præjudicium talia facere non possetis. Et quia hujusmodi minus provide acceptata in ecclesiæ Beverlacensis quam comministrorum ejusdem ecclesiæ dispendiosum periculum manifeste cernimus redundare, et ob hoc volentes, sicut ex officii nostri tenemur debito, indempnitati ejusdem ecclesiæ prospicere, ne ipsa debitis obsequiis, aut ministri ejusdem suis stipendiis defraudentur, qui de bonis præposituræ etiam et in terra existentibus, ut didicimus, anno debent sustentari futuro, vobis sicut alias mandamus districtius et injungendo mandamus, quatinus statim propter dilapidationem, quæ instat, et alias causas legitimas, dicta blada et alia bona dicti Præpositi, quæ ad sustentationem Bedernæ cum suis omnibus ex nunc et pro toto anno futuro possint sufficere, et etiam quæ successori futuro debeant reservari, faciatis sequestrari ar[c]tissime, et sub sequestro hujusmodi firmiter custodire, sicut de illo cum requisiti fueritis, sub vestro periculo nobis volueritis respondere.

We command you immediately, on account of dilapidations, to sequestrate so much of the corn as may suffice for the sustenance of the Bedern and ought to be reserved for the Provost's successor.

Et qualiter hoc mandatum nostrum fueritis executi, et quicquid feceritis in præmissis, nobis infra biduum post instans festum Ascensionis Dominicæ distincte et aperte constare faciatis, per vestras patentes litteras harum et priorum litterarum seriem continentes. Valete.

Dated at Newburgh.

Datis apud Novum Burgum v Nonas Maii, pontificatus nostri anno quinto.

1304. 23 May. Official of Court of York; with Adam of Hedon and Henry of Botlesford, parsons in York Minster, Commissioners of Abp. Thomas; to Chapter of Beverley.

iiij. 2.—Venerabili Capitulo Beverlacensi Dominus Officialis Curiæ Eboracensis, Commissarius generalis Venerabilis patris Domini Thomæ, Dei gratia Eboracensis Archiepiscopi, Angliæ primatis, una cum Magistro Adam de Hedon et Henrico de Botelesforde, personatus in ecclesia Beati Petri Eboracensis optinentibus, in negotio infrascripto conjunctim et divisim commissariis specialiter deputatis, Salutem.

Ranletus de Cornelione, Aymo de Quarto's proctor, has contumaciously

Cum nuper Ranletum de Cornelione procuratorem Domini Aymonis de Carto, Præpositi Beverlacensis, in negotio sibi ex officio dicti Patris coram nobis in dicta curia moto, propter

suam contumaciam manifestam pariter et offensam, pro eo, quod litem in eodem negotio contestari, licet super hoc per nos sufficienter et legitime monitus, contemptibiliter recusavit, excommunicavimus, justitia exigente; dictumque Præpositum Dominum suum ad purgandum canonice contumaciam procuratoris sui prædicti ad hunc diem Veneris proximum ante festum Pentecostes, coram dicto venerabili patre, nobis vel commissariis nostris, seu nostrum altero, fecimus judicialiter evocari, ad faciendum etiam et recipiendum ulterius in eodem negotio quod justitia suaderet, ad quem diem præfatus Præpositus nec per se nec per procuratorem aliquem in forma vocationis prædictæ, quæ suam apprehendebat personam, comparuit; propter quod contumaciam procuratoris sui prædictam ex tunc suam merito reputantes, ipsum pro sua contumacia pariter et offensa excommunicamus, justitia id poscente, ad contestandum litem in negotio antedicto, et ulterius faciendum et recipiendum quod jure fuerit in eodem, cum continuatione et prorogatione dierum, eum vocandum et citandum fore judicialiter decernentes;

refused to appear and has been excommunicated the Provost himself being summoned has also been excommunicated for the same reason.

Vobis mandamus quatinus tam præfatum Aymonem quam procuratorem suum antedictum, sic excommunicatos, pulsatis campanis, accensisque candelis, singulis diebus dominicis et festivis intra missarum sollempnia pupplice et sollempniter nuntietis et faciatis per alios nuntiari.

Publish the sentences of excommunication with bells ringing and candles lighted.

Et qualiter mandatum nostrum fueritis executi dicto patri, nobis, vel commissariis nostris, aut aliis in hac parte deputandis, circa diem Martis constare faciatis, distincte et aperte per vestras patentes litteras harum seriem continentes.

Inform us what you do by letters patent.

Datis Eboraci x Kalendas Junii A.D. m°.ccc^mo. quarto.

Dated York.

iiij. 3.—Pateat universis per præsentes quod ego Johannes de Wyntringham, presbiter, celebrans pro Domino Rege Angliæ in ecclesia Sancti Johannis Beverlacensis, promitto sponte, pure et absolute, quod si contingat in futurum, quod absit, me convinci posse per Capitulum Beati Johannis Beverlacensis, vel auditorem ejusdem, seu ejus locum-tenentem super incontinentia, vel lapsu carnis, committendis cum aliqua de filiabus Thomæ de Virly, seu cum Albreda de Tadcastre, cum quibus coram dicto Capitulo fateor me peccasse, judicialiter, seu cum alia muliere aliquali, Ego ex tunc vere suspensus et per dictum Capitulum, ab omni beneficio et officio capiendo sive exercendo per dictum Capitulum canonice

1303.
1 April.
Oath of John of Wintringham, King's chantry priest in Beverley.

If again convicted of misbehaviour with any of the daughters of Thomas of Virly, or Albreda of Tadcaster, with whom I confess myself to have sinned, or with any other woman, I shall be *ipso facto* deprived of office and bene-

fice, never to return without special grace of the Chapter.

amotus et privatus, a dicta ecclesia totaliter recedam, sine mandato seu monitione aliquali, ad perpetuum non reversurus, sine gracia dicti Capituli speciali.

Will avoid all suspect places and cohabitation with the same women or others.

Evitabo insuper loca suspecta, et cohabitationem cum dictis mulieribus, seu aliis quibuscunque, dum ero in servitio in ecclesia supradicta sub pœna superius annotata, et per juramentum a me in sancta Dei evangelia præstitum corporaliter.

In cujus rei testimonium præsenti scripto ad perpetuam rei memoriam registrando, in facie dicti Capituli sigillum meum apposui.

Testibus Dominis Alano de Humbleton, Roberto de Sigelstorn, Hugone de Otringham, Bernardo de Kyrkeby, vicariis in ecclesia prædicta, et aliis.

Datis et actis judicialiter in dicto Capitulo Beverlacensi coram Magistro Wyllelmo de Lyncoln, Henrico de Carleton, Willelmo de Haxby, canonicis in ecclesia prædicta, Kalendis Aprilis A.D. m°.ccc^mo tertio.

1303.
26 Sept. Chapter to Sir Robert of Boynton and Richard of Burton. Letters patent appointing them justices to take all assizes in the King's Courts to be held in the Liberty of Beverley.

iiij. b. 2.—Capitulum Beati Johannis Beverlacensis dilectis sibi in Christo Domino Roberto de Bovington, militi, et Ricardo de Burton, Salutem.

Sciatis quod constituimus vos justitiarios nostros ad omnes assisas in libertate nostra Capituli Beverlacensis assignatas per Nos et ballivos nostros in curia Domini Regis per libertatem prædictam petitas et concessas capiendas.

Ideo vobis supplicando mandamus quod ad certos diem et locum, quos ad hoc provideritis, assisas illas capiatis, faciendo inde quod ad justitiarios pertinet secundum legem et consuetudinem Regni Angliæ et libertatis nostræ prædictæ, salvis nobis amerciamentis inde provenientibus.

Mandavimus eidem Ballivo nostro libertatis nostræ prædictæ quod ad certos diem et locum quos ei scire faciatis, assisas illas coram vobis venire faciat.

In cujus rei testimonium has litteras nostras, sigillo nostro pendente signatas, vobis fieri fecimus patentes.

Datis Beverlaci vi Kalendas Octobris anno gratiæ m°.ccc^mo. tertio.

Procuratorium ad prosequendum beneficium in ecclesia Beverlacensi.

1304. 4 June. Master John of Nassington before Edward of York, notary public, appoints Richard of Taunton, Rector of Sancton, and William of Yarwell, rector of one mediety of Rillington, his proctors to take possession of the prebend in Beverley Minster lately held by Aymo de Quarto to be assigned stall in choir and place in chapter and to bind his soul to all lawful oaths, &c.

iiij. b. 3.—In Dei nomine Amen: Anno ab incarnatione ejusdem m°ccc^mo quarto, Indictione secunda, quarto die mensis Junii.

Vir reverendæ discretionis Magister Johannes de Nassington, clericus, in mei, infrascripti notarii, [et alioru]m subscriptorum præsentia, constitutus, fecit, constituit, et ordinavit suos veros et legitimos procuratores et nuntios speciales, discretos viros, Dominum Ricardum de Taunton, rectorem ecclesiæ de Santon, et magistrum Willelmum de Yareville, rectorem medietatis ecclesiæ de Ryllington, Eboracensis diocœseos, licet absentes, tanquam præsentes, et quemlibet eorum, in solidum, ita quod non sit melior conditio occupantis, sed, quod per unum ipsorum inchoatum fuerit, alter eorum libere prosequi valeat, et finire, ad prosequendum negotium collationis sibi factæ per venerabilem in Christo patrem Dominum Thomam, Dei gratia Eboracensem archiepiscopum, Angliæ primatem, de prebenda in ecclesia Beverlacensi, quam Dominus Aymo de Quarto nuper optinuit in ecclesia memorata, vacante, coram Venerabili Capitulo Beverlacensi, et aliis quibuscunque personis et judicibus, ubicunque eis et eorum altero videbitur expedire; necnon possessionem corporalem hujus prebendæ, nomine præfati Magistri Johannis et pro ipso, adipiscendum et retinendum, et ad petendum et recipiendum ipsius nomine ad prædictam prebendam, prout moris est, a dicto venerabili Capitulo se recipi et admitti, stallum in choro et locum in capitulo ad dictam spectantia præbendam, sibi assignari, et præstandum in animam suam quodlibet genus liciti juramenti, et provocandum et etiam appellandum, secundum quod hujus negotii natura exigit et requirit.

Promise to ratify all acts of the proctors and relieve them of all burdens by hypothecation of his goods.

Promittens se ratum et firmum perpetuis temporibus habiturum, quicquid per præfatos procuratores suos vel eorum aliquem actum fuerit in præmissis, et qualibet præmissorum. Et volens eos et eorum quemlibet relevare ab omni onere satisdandi, promisit mihi notario infrascripto scriptanti, nomine, et vice omnium quorum interest, vel poterit interesse, judicio sisti et judicatum solvi, sub ypoteca rerum suarum.

Acta fuerunt hæc apud Eboracum infra curiam hospitii sui

sub anno, die, mense, et indictione prænotatis: Præsentibus Domino Willelmo de Jaford, rectore ecclesiæ de Croft, Eboracensis diocœseos, et Johanne de Sutton, clerico, testibus ad præmissa vocatis specialiter et rogatis.

Et ego Edwardus de Eboraco, clericus, publicus auctoritate sacrosanctæ Romanæ Ecclesiæ notarius, præmissis omnibus unacum dictis testibus, præsens interfui, et ea rogatus scribere scripsi, et in hanc publicam formam redegi, signoque meo consueto et nomine roboravi.

Decretum sequestri interpositi in bonis præposituræ Beverlacensis.

1304. 8 May. The chapter of Beverley sequestrates goods of Provostry. We hear that A. de Carto has been made Bishop of Geneva and with a view to his journey there is selling goods of Bedern, to the damage of the church of Beverley and its ministers.

v.—In Dei nomine Amen.

Cum nobis capitulo Beati Johannis Beverlacensis per assertionem Venerabilis viri Domini Aymonis de Carto, Præpositi Beverlacensis, et per famam super hoc vehementem legitime constet, dictum Dominum A. in Episcopum Gebenensem concorditer esse electum, qui pro componendo sarcinolas parat se declinandi ad locum dignitatis, de qua sibi providet Deus, per Dei gratiam recepturus, et quia quasdam alienationes, ordinationes, venditiones in præpositura, ut a multis asseritur fide dignis, jam incepit facere, præjudiciales nobis ecclesiæque prædictæ ac ministris ejusdem, necnon et suo in dicta præpositura futuro successori.

We therefore sequestrate them.

Nos volentes, ut tenemur, nostro et præmissorum periculo præcavere, propter dilapidationem seu bonorum præposituræ alienationem, de quibus verisimiliter timetur, et ne cultus divinus in prædicta ecclesiæ minuatur, seu deficiat, vel ejusdem ecclesiæ ministri suis stipendiis defraudentur, qui de bonis præposituræ anno debent sustentari futuro, omnia bona mobilia et immobilia, vel etiam se moventia, blada etiam crescentia necnon redditus fructus et proventus omnimodos ad dictum Præpositum occasione dictæ præposituræ pertinentes, seu pertinentia qualitercunque ubicunque existant Sequestramus; mandantes et inhibentes sub pœna excommunicationis quam in hiis scriptis ex nunc proferimus, ne quis ausu temerario de prædictis bonis se intromittere, vel aliquid disponere audeat, et ne quis a dicto Domino Præposito, vel aliquo, nomine suo, aliqua bona emat absque licentia nostra, vel custodum [illegible] nos

And forbid anyone to intermeddle with them.

ad sequestrum nostrum auctoritate nostra, insuper virtute mandatorum Venerabilis Patris Domini T., Dei gratia, Eboracensis Archiepiscopi, Angliæ primatis, ut præmittitur,* factorum, custodiendum deputabimus speciales super hoc optenta speciali; mandati nostri seu sequestri violatores, et eorum auctores et fautores pronunciamus ipso facto sententiæ excommunicationis dampnabiliter subjacere.

Actis et datis in Capitulo nostro viij. Idus Maii A.D. m°ccc^mo quarto : Indictione prima.

Commissio custodis sequestri prædicti.

1304. 8 May. Commission of Keepers of the Sequestration, viz.: Robert of Crayke, clerk, and Richard of Etton bailiff.

v. 2.—Noveritis universi quod Nos, Capitulum Beati Johannis Beverlacensis, auctoritate nostra, insuper et virtute mandati Venerabilis Domini T., Dei gratia Eboracensis Archiepiscopi, Angliæ primatis, quod ostendi et exhiberi volumus, scilicet quorum interest, temporibus op[p]ortunis, ita tamen quod ad nos securiter revertatur, sequestravimus omnia bona in præpositura ecclesiæ nostræ, certis ex causis et legitimis, et Robertum de Crak clericum nostrum, et Ricardum de Etton, Ballivum nostrum, præsentium exhibitores, custodes sequestri nostri fecimus, et ordinavimus per præsentes, Dantes eisdem plenam potestatem videndi et custodiendi quæ in dicta præpositura contigerint reperiri; et ita tamen quod solummodo custodiam habeant, nec liceat eis alienare aliquid de repertis, sed salvo, ut præmittitur, ea quæ reperta fuerint custodire ; sicut ipsos nobis, et nos dicto patri, respondere debito tempore oportebit; præsentibus, donec eas revocandas duximus, valituris.

Datis ut supra in proximo.

Collatio Cantariæ quam Dominus Rex Edwardus, Rex Angliæ, in ecclesia Beati Johannis ordinavit.

1304. 30 March. Collation of Thomas of Grimsby, subdeacon, to chantry in Minster founded by King Edward [I].

v. 3.—Capitulum Beati Johannis Beverlacensis, Dilecto sibi in Christo Thomæ de Grymsby, subdiacono, Salutem in amplexibus Salvatoris.

Cantariam perpetuam quam Dominus Edwardus, Dei gratia, Rex Angliæ illustris, in nostra ecclesia ordinavit, per legitimam amotionem Domini Johannis de Wyntringham † vacan-

* Interlined in a later hand are the words "ut super in proximo folio."

† Presumably he had not kept his promise of better behaviour made a year before, 1 April, 1303.

tem et ad nostram collationem spectantem, tibi conferimus, intuitu caritatis, et te instituimus in eadem. Valete.

Datis in capitulo nostro Beverlacensi iij Kalendas Aprilis anno graciæ m° ccc° quarto.

Commissio vendendi bona pro sustentatione necessaria Bedernæ.

1304. 7 May. Chapter of Beverley to John of York. Commission to sell goods of Provostry for maintenance of Chapter and other ministers of the Bedern.

v. 4.—Noveritis universi quod Nos, Capitulum Beati Johannis Beverlacensis, dedimus concessimus [*sic.*] Johanni de Eboraco, clerico, latori præsentium, plenam et liberam potestatem ac generale et speciale mandatum recipiendi nomine nostro totam pecuniam de præpositura nostra Beverlacensi provenientem, durante sequestro, auctoritate nostra insuper et virtute mandati venerabilis patris Domini T. Dei gratia Eboracensis Archiepiscopi, Angliæ primatis, interposito, ex causa legitima in præpositura prædicta, vacante præpositura prædicta vel ea tamen occupata; vendendi bona et catalla in eadem præpositura reperta, ad levandum pecuniam pro sustentatione necessaria, nostri et comministrorum nostrorum in Bederna Beverlacensi, ut nobis et nostris ministris nichil, quod nobis pro sustentatione necessaria debeatur, deficiet in hac parte; promittimusque dictum Johannem pro receptione venditione et levatione, de quibus superius est expressum, factis per visum et consensum Domini Thomæ de Grayngham, vicarii nostri, ad hoc specialiter deputati, indempnem in omnibus conservare, venditionesque cautiones et acquietantias, quas nostro nomine fecerit pro eisdem, ratas et firmas imperpetuum habituri.

In cujus rei testimonium, etc.

Datis Beverlaci Nonas Maii A.D. m°ccc° quarto.

Commissio de assentiendo venditioni durante sequestro.

1304. 5 June. Chapter of Beverley appoint Thomas of Graygham, vicar, special guardian of the sequestration of the Provostry with power to consent to sales, &c.

v. b. i.—Tenore præsentium pateat universis, quod Nos, Capitulum Beati Johannis Beverlacensis, facimus et ordinamus et constituimus dilectum nobis in Christo Dominum Thomam de Grayngham, perpetuum vicarium nostrum, custodem specialem sequestri nostri, auctoritate nostra in bonis et catallis præposituræ nostræ Beverlacensis, necnon virtute mandati venerabilis Patris etc. interpositi, ex legitima causa:

Dantes eidem potestatem nostro nomine custodiendi dic-

tum sequestrum, et receptiones, venditiones et levationes, quas Johannes de Eboraco de bonis et catallis prædictis ubicunque in dicta præpositura, seu etiam exterius, fecerit, videndi, et eisdem consentiendi pro sustentatione Bedernæ necessaria facienda quotiens viderit expedire, ratas, etc.

Datis Beverlaci Nonis Junii A.D. millesimo ccc^mo. quarto.

Licentia denunciandi excommunicatos violatores sequestri.

1304. 21 June. Chapter of Beverley to t official, recto vicars, and p priests in the Provostry.

v. b. 2.—Capitulum Beati Johannis Beverlacensis discreto nostro officiali præposituræ Beverlacensis, ac universis rectoribus, vicariis et presbiteris parochianis in dicta præpositura constitutis, Salutem in amplexibus Salvatoris.

Satellites of S have meddled with the goo Aymo, late Provost, in violation of o sequestration removed or concealed th

Cum nuper omnia bona spectantia ad nobilem virum Aymonem, dudum Præpositum, existentia in dicta præpositura, auctoritate nostra insuper et virtute mandati venerabilis patris etc., ex veris et legitimis causis vobis non incognitis sequestraverimus, et sub ar[c]to sequestro nostro præceperimus custodiri, violatores ejusdem solempniter excommunicando, ut plenarie nobis constat.

Ac fama referente nonnullis fidedignis, didicimus, quod quidam Sathanæ satellites manus illicitas et sacrilegas ad quædam bona, per nos sequestrata legitime, apponentes, sequestrum nostrum violando, de bonis, ut præmittitur, sequestratis, quædam bona illicite amoverunt, non nulla vero occultaverunt et extra custodiam nostram amoverunt, in sententiam excommunicationis incidere non verentes; quorum nomina ignoramus.

Excommunic them with ca lighted, and rung, and go doing so till further notic

Vobis mandamus firmiter injungentes quatinus omnes illos et singulos qui ad dicta bona manus illicitas apponebant, et eorum auctores et fautores consensum eisdem præbentes, clam vel palam, consilio vel auxilio, temporibus quibuscunque, excommunicatos in genere diebus dominicis et festivis intar missarum solempnia, candelis accensis, pulsatis campanis, quando populi major aderit multitudo, nuntietis pupplice et sollempniter vice-nostra denuntiatione hujusmodi, non cessantes donec aliud a nobis habueritis in mandatis: Inquirentes vos officialis, rectores et vicarii, nichilominus de eorum nominibus; de quibus, cum vobis legitime constituerit, per vestras litteras patentes harum seriem continentes citra

octavas Sancti Johannis Baptistæ nos curetis reddere certiores.

Datis in capitulo nostro xij Kalendas Julii A.D. m°.ccc^mo. quarto.

Commissio ad inquirendum de violatoribus sequestri præscripti.

1304. 19 June. The Chapter to Thomas of Grayngham. Commission of inquiry as to violators of sequestration.

v. b. 3.—Capitulum Beati Johannis Beverlacensis discreto viro, Domino Thomæ de Grayngham, perpetuo vicario nostro, Salutem in amplexibus Salvatoris.

De tua industria fiduciam reportantes, ad inquirendum de violatoribus sequestri nostri in bonis præposituræ ecclesiæ nostræ, auctoritate nostra, insuper et mandati venerabilis patris Domini T., etc., ex certis et legitimis causis interpositi, et de eorum auctoribus et fautoribus quibuscunque, committimus vices nostras cum cohercionis canonicæ potestate.

Et quid in præmissis feceritis nobis citra diem Nativitatis Beati Johannis Baptistæ constare facias, per vestras litteras patentes quæ harum seriem repræsentent.

Datis in capitulo nostro xiij Kalendas Julii A.D. m°ccc^mo quarto.

Littera excusatoria et supplicatoria.

Chapter to Archbishop Corbridge. We cannot answer some of the articles at your visitation for fear of further proceedings at York, contrary to the dignity of our church.

v. b. 4.—Reverendo in Christo Patri, Domino T., etc. Recepto mandato vestro, cum vicariis et aliis portionatis in Bederna nostra, qui melius debent scire veritatem, de articulis in visitatione vestra nobis porrectis cum omni celeritate secretius et prudentius tractabamus; verum nescimus, si de aliquibus de ecclesia nostra de articulis prædictis laudabile testimonium reddi possit, pro eo, quod timemus apud Eboracum contra statum nostræ ecclesiæ fatigari.

If therefore any further inquiry is necessary, please send examiners to Beverley.

Vestram idcirco paternitatem requirimus devotius et rogamus, quatinus, si contingat aliquos de ecclesia nostra trahi in testimonium in articulis supradictis, velitis mittere examinatores apud Beverlacum, qui eos ibi examinent una cum auditore capituli nostri, et ibi laudabiliter et sufficientius testimonium quam aliter poterit per Dei gratiam inveniri.

Datis in Capitulo nostro, etc.

Et nota quod nulli testes fuerunt vocati extra ecclesiam, nec archiepiscopus tunc hic misit.

The office of the Bedern cooks.

vi. 1.*—Officium esse cocorum pro prædicto feodo ire cum seneschallo ad forum in villa Beverlaci [*two words illegible*] ita quod defectus non sit de officio suo in coquina, ad emendos cibos Bedernæ, scilicet carnes et pisces et omnimodas escas de quibus Bederna serviri debet, et de illis escis facere fercula, et eadem fercula secundum assisam Bedernæ, et illa coquere ex focalio Bedernæ, et molles cibos facere cum auxilio scutelarii et inward; etc., quando ipsi coci per se officium suum hujusmodi non possunt sufficienter facere adquirant auxilium de custu suo proprio. Ad lardarium vero Bedernæ faciendum in hyeme, ad carnes cædendas coci adesse debent cum carnifice, visuri quod carnes lardarii bene et recte cædantur et saliantur secundum assisam, quando soluti a negotiis coquinæ ibi adesse poterunt; et si ambo coci adesse nequiverunt unus coquus aderit cum facultatem habuerit, et negotiis coquinæ minime detentus fuerit. Unus autem coquorum ibit cum seneschallo bedernæ ad ferias, si seneschallo placuerit, ad testificandum actum seneschalli averiorum emendorum ad opus Bedernæ, super custum Præpositi.

1304.†

The duty of the cooks of the Bedern to go with the Steward to market to buy provisions, to make dishes of them according to Bedern rule, and cook them with Bedern fuel.

For the larder in winter the cooks to see the meat killed and properly salted. One of them to go with the steward to fairs to witness his purchases of beasts.

Regia prohibitio porrecta Capitulo per cocos Bedernæ, A.D. m°·ccc^mo. quarto.

vi. 2.—Memorandum quod Willelmus Bouet et Johannes le Porter, coci Bedernæ. porrexerunt Capitulo Beati Johannis Beverlacensis regiam prohibitionem iij Idus Januarii anno Domini supradicto, in hæc verba:

1304/5. 11 Jan.

Edwardus, Dei gratia, Rex Angliæ, Dominus Hiberniæ et Dux Aquitaniæ Capitulo Ecclesiæ Sancti Johannis Beverlacensis et ejus commissario Salutem.

King's Prohibition to the court of Bedern against trying case concerning the offices of the cooks of the Bedern, being lay fees.

Prohibemus vobis ne teneatis placitum in curia Christianitatis de laico feodo Willelmi Bouet, Johannis le Porter et Walteri de Kelk in Beverlaco, unde queruntur quod Johannes de Rysindon, Thomas de Graynghам, Hugo de Otringham, Thomas de Wyrthrop, Willelmus Nyethgale et Robertus de Syghlesthorne,

* No heading is given in the MS.

† The year appears from next entry.

trahunt eos in placitum coram vobis in curia Christianitatis, quia hujusmodi placita spectant ad coronam et dignitatem nostram. Teste me ipso apud Lincoln primo die Januarii, anno regni nostri tricesimo tertio.

Præsentibus tunc in Capitulo Magistris Willelmo de Haxeby, Petro Emerycy, Domino Willelmo de Sothil, canonicis tunc capitulum repræsentibus; procuratore capituli; Dominis Alano de Humbelton, Thoma de Wyrthorp, et Bernardo, vicariis; Radulpho de Kellay, tunc Seneschallo Præpositi; Magistro Alano de Cetum, tunc Officiali Bedernæ; Rogero Goldeston, tunc Ballivo Archiepiscopi; Magistro Roberto de Scorburgh, et multis aliis.

Regia prohibicio.

vi. 3.—Memorandum quod Willelmus Bouet et Johannes Porter, coci Bedernæ, porrexerunt iiij Idus Januarii, Dominis Johanni de Risingdon, Thomæ de Grayngham, Hugoni de Otringham, Thomæ de Wyrethorp, Willelmo Nithegale, [Roberto de Syg]lestorn, vicariis ecclesiæ Beati Johannis Beverlacensis, regiam prohibitionem in hæc verba:

[Edwardus, Dei gratia, Rex] Angliæ, Dominus Hyberniæ, et Dux Aquitaniæ, Johanni de Rysendon [*MS. destroyed*]
Thomæ de Wyverthorp, Willelmo Nycthengale et Rob[erto de]
quamini placitum in curia Christianitatis de layco
in Beverlaco; unde queruntur quod vos trahitis
spectant ad coronam et dignitatem nostram
regni nostri tricesimo tertio.

Universis Christi fidelibus
Johannis Beverlacensis in xxxvi marcis
pertinentibus mihi per
Domini m°.ccc^mo
rificationis vir
facienda
pecunia
cer

vi. b. 1.—Admissio Magistri Johannis de Nassington ad prebendam suam in ecclesia Beverlacensi vacantem per privationem Domini Aymonis de Quarto. Nonis Junii A.D. millesimo ccc^mo^ quarto. 1304. 5 June. Admission of John de Nassington to prebend vacant by deprivation of Aymo de Quarto by collation of Archbishop and also of the King,

Admissio Magistri Roberti de Aldberwyk ad præposituram Beverlacensem vacantem per privationem Domini Aymonis de Quarto vi. Idus Junii A.D. supradicto.

Nonis Junii A.D. millesimo ccc^mo^ quarto admissus fuit Magister Johannes de Nassington* ad præbendam Sancti Martini in ecclesia Beverlacensi, quam habuit ex collatione Domini Thomæ Archiepiscopi Eboracensis necnon ex collatione Domini Regis, vacantem per privationem Domini Aymonis de Quarto, nuper dictæ prebendæ prebendarii, sicut in præsentatoriis litteris capitulo super hoc directis et litteris collationis de eadem paret. 8 June. Admission of Robert Abberwick to Provostry on deprivation of Aymo de Quarto by collation of Archbishop.

vi Idus Junii A.D. supradicto admissus fuit ad præpositurum Beverlacensem Magister Robertus de Aldberwyk, presbiter, vacantem per privationem Domini Aymonis de Carto nuper ejusdem præposituræ Præpositi, quam habuit ex collatione Domini Thomæ Archiepiscopi Eboracensis.

vi. b. 5.—Memorandum quod iij Idus Novembris A.D. m°cc°lxxix habuit Magister Walterus de Glovernia collationem prebendæ suæ a bonæ memoriæ Sancto Willelmo Wykwane. 1279. 11 Nov.

Admissio.

xiii° Kalend. Martii A.D. m°ccc° secundo admissus fuit Dominus Johannes de Risindon ad vicariam suam ad præsentationem Magistri Walteri de Glovernia, canonici, et ad festum Sancti Michaelis proximo sequens factus fuit auditor causarum Capituli. Et in festo Sanctorum Petri et Pauli [A.D. m°c]cc^mo^ quinto factus fuit Camerarius. 130$\frac{2}{3}$. 18 Feb. John of Risindon admitted to vicarage [choral] on presentation of Canon Walter of Gloucester, 29 Sept. made auditor of causes.; 1305 Chamberlain.

[*MS. destroyed*] Bartholomæi Apostoli, A.D. m°cc^mo^ octogesimo quinto habuit Adam de Humbletona collationem vicariæ suæ. 1285. 24 Aug. Adam of Humbleton collated vicar [choral].

tus xii Kalend. Junii A.D. m°cc^m^xci^mo^x.

m°cc^mo^xc^mo^ primo Robertus de Silestorn habuit collationem vicariæ suæ. 1291. Robert of Sigglesthorn collated to

Sothill collationem prebendæ suæ a Domino Thoma.

* Perhaps Rushington, but this not being certain, the name has been left in its original form.

vicarage choral. Soothill collated to his prebend by Abp. Thomas.

nignos in forma demandata veraciter
verl' ad spiritualitatem spectantia
pincerna, duo coci
serviciis specialiter
præstiti sacramenti
verum in dicto
alibus

Inventarium bonorum in Bederna.

1304. 8 June. Inventory of goods of Haymo de Carto in the Bedern and other Manors of the Provostry sequestrated under custody of Thomas of Graingham, vicar of altar of S. Peter.

xl. 4.—Inventarium bonorum Haymonis de Carto * in Bederna et in aliis maneriis præposituræ Beverlacensis existentium vj° Idus Junii anno graciæ m°ccc^mo quarto, sub sequestro Capituli Beverlacensis positorum, et custodiæ Domini Thomæ de Graingham, vicarii altaris Beati Petri Beverlacensis ecclesiæ, per dictum Capitulum commissorum: videlicet,

In magna aula: j bona mensa; ij debiles; j mappa vetus pro vicariis, pretii xij^d; j cavenas pro servientibus, et aliud pro garcionibus, pretii utriusque viij^d.

Item, in parva aula; j mensa, j forma trestell.

Item, in magna coquina; j olla ænea xiiij lagenarum, pretii xx solidorum;

j cacabus xij lagenarum et j patella [xl. b.]

xij lagenarum, pretii utriusque . . . vj^s

j patella ænea ad frixandum, pretii . . . xij^d

Item, in parva coquina; ij ollæ æneæ, quarum quælibet vj lagenarum, pretii utriusque . . . x^s

j patella, iiij lagenarum, pretii . . . . ij^s

j olla ænea j lagenæ et dimidiæ; unus urciolus, unius quartæ; pretii utriusque . . . . ij^s

Item, in lardaria, xx carcasia boum, pretii cujuslibet . . . . . iij^s iiij^d

iij bacones, pretii cujuslibet . . . . ij^s. vj^d

iij tripodes ferrei in utraque coquina, pretii omnium . iiij^s

Item, in botellaria, ij magna dolia, pretii utriusque . iij^s

Item, in bracinaria, ij plumba stantia, pretii utriusque . . . . . xx^s

iij maskefattes, iij kelefattes, viij kymenes, ij tinæ, ij alia vasa, ij alveæ, j bultington . . .

Item, in pistrina, ij algeæ pro farina, pretii istorum vasorum . . . . . xx^s

* The words Haymonis de Carto are interlined in later hand.

Item, in granario, iiij quarteria frumenti; vj^{xx}.xiiij quarteria brasini,
quorum xxx de drageto, pretii cujuslibet . . iij^{s}
et v^{xx}. de avena, pretii cujuslibet . . . ij^{s}
ij sacci de canabo, j saccus de correo, iij quarteria siligni, dimidium quarterium pisæ. . . .
Item, ij carectæ ferratæ, pretii utriusque . . ij^{s} viij^{d}
ij equi pro carectis, pretii utriusque . . . xx^{s}
iij equi pro molendino, pretii cujuslibet . . iij^{s}
j grus, j equus pro porcario, pretii . . . iij^{s}

Item, apud Northburton,
xiij boves pro carucis, pretii cujuslibet, dimidium marcæ: vj affri, quorum duo valent . . xx^{s}
et j eorum . . . . . xx^{s}
et alii iij, pretii cujuslibet . . . . iij^{s}
ij carectæ ferreæ, pretii cujuslibet . . . xij^{s}
j plaustrum non ferratum, pretii . . . ij^{s}
iij ferramenta carucarum, quorum quodlibet . . x^{d}
xl. b.—Item, xiiij quarteria frumenti per æstimationem, in garbis et in palea.
Item, viij sacci debiles; ij vannæ ventatoriæ; pretii omnium . . . . . xij

Item apud Dalton,
In aula, j mensa cum trestellis; j mensa stans, j forma stans.
In bracinaria ij plumba stantia, pretii . . . xx^{s}
j olla ænea iij lagenarum, alia olla ænea inveterata ij lagenarum, j patella ænea iij lagenarum, pretii omnium . . . . . v^{s}
ij equi pro carectis, pretii . . . . xx^{s}
vij affri pro carucis, pretii cujuslibet . . . iij^{s}
xviij boves pro carucis, pretii cujuslibet, dimidium marcæ, j carecta ferrata cum attrahamento, pretii . vj^{s}
iiij plaustra sine ferramentis, pretii cujuslibet . . ij^{s}
iiij ferramenta pro carucis, pretii cujuslibet . . x^{d}
Item, v quarteria frumenti per æstimationem, in palea.
Item alia carecta, ferrata debilis et parvi valoris, pretii . . . . . ij^{s}.

Item apud Midelton,

v affri pro carucis et carectis, pretii cujuslibet dimidium marcæ, ij carectæ ferratæ debiles, pretii utriusque . . . . . xij^{s}
ij ferramenta pro carucis, pretii cujuslibet . . x^{d}

Item in granario j quarterium frumenti, xij quarteria frumenti per æstimationem in garbis; vj quarteria pisarum per æstimationem in garbis;

iiij furcæ pro fimo, pretii omnium . . . iiij^{d}
j vanga cum j tribula, pretii utriusque . . . ij^{d}
iij cordæ pro carucis, pretii omnium . . . vj^{s}
j affrus inveteratus, pretii pellis . . . vj^{d}

Item apud Lokyngton,

v affri pro carectis et carucis pretii cujuslibet . iiij^{s}
ij carectæ ferratæ antiquæ et debiles . . .
ij carucæ cum attrahamento, pretii utriusque . . iiij^{s}
iiij quarteria et dimidium frumenti in granaria.

Item apud Leven,

xxiij boves pro carucis et plaustris, pretii cujuslibet . viij^{s}
ij pullani, viz masculus et femella in tertio anno, pretii . . . . . xiiij^{s} iij^{d}
j juvencus, pretii x^{d} pro pelle . . . .
iiij bovetti, in tertio anno, pretii cujuslibet . . iiij^{s}
xviij vaccæ, pretii cujuslibet . . . . vj^{s}
xvj vituli superannuati, pretii cujuslibet . . ij^{s} vj^{d}
iij tauri, pretii cujuslibet dimidium marcæ . .
xlvj vituli de exitu, pretii cujuslibet . . . xij^{d}
lxxiij hoggestri, pretii cujuslibet . . . x^{d}
ij ferramenta carucarum, pretii utriusque . . xx^{d}
ij ollæ æneæ, quarum quælibet trium lagenarum, pretii utriusque . . . . . iiij^{s}
ij patellæ æneæ, quarum una continet viij lagenas, et alia ij lagenas, pretii utriusque . . . iiij^{s}
iij plumba stantia, pretii omnium ix^{s}.

Item apud Welewyk,

ij juvenci cum j pullano lactante, pretii omnium . x^{s}.
xij boves, pretii cujuslibet . . . . x^{d}

iij vaccæ sine vitulis, pretii cujuslibet . . vj^{s} viij^{d}
lxx multones, pretii cujuslibet . . . . xij^{d}
vj^{c} v^{xx}x oves matrices, pretii cujuslibet . . xij^{d}
ccxxxv hoggestri, pretii cujuslibet . . . x^{d}
omnes per majus centum;
summa ovium omnium prædictarum tam multonum
quam ovium matricum et hoggestrorum . ix^{c} iiij^{xx} xv

Item v quarteria frumenti in grangia per æstimationem garbarum;
j carecta ferrata debilis, pretii . . . . iij^{s}
j plaustrum non ferratum, „ . . . . iij^{s}
iij ollæ æneæ veteres et debiles, videlicet, j v lagenarum et alia ij lagenarum, pretii utriusque . . iiij^{s}
j pelvis et j lavatorium, pretii utriusque . . xviij^{d}

Item apud Walkyngton,
v boves, pretii cujuslibet . . . . .
vj affri, „ . . . . v^{s}
iij carectæ ferratæ debiles, cum attrahamento, pretii trium carectarum . . . . . xvj^{s}
xiiij quarteria frumenti, per æstimationem in garbis .
ij ferramenta carucarum, pretii cujuslibet . . x^{d}
iij sacci novi . . . . . .

Item apud Rydingges
x boves, pretii cujuslibet . . . vj^{s} viij^{d}
ij juvenci, pretii utriusque . . . xiij^{s} iiij^{d}
j carecta ferrata, pretii utriusque . . . v^{s}
j plaustrum non ferratum, pretii utriusque . . ij^{s}
ix^{xx} multones, pretii cujuslibet . . . . xij^{d}
j ferramentum carrucæ cum duplice vomere, pretii . x^{s}

Quo quidem sequestro per Capitulum Beverlacense supradictum penitus relaxato, omnium bonorum prænotatorum, et similiter omnium bonorum in dictis maneriis existentium dictæ præposituræ pertinentium quoquo modo, per Dominum Thomam de Grayngham, vicarium ecclesiæ Beati Johannis Beverlacensis, illius sequestri custodem, auctoritate et mandato supradicti Capituli, Magistro Alano de Cotum, procuratori Magistri Roberti de Alburwyk, Præpositi Beverlacensis, dispositio et libera administratio commendantur.

King's hands for debts due to King and removed us from the sequestration, so we can do no more in the matter.

temporalium bonorum Archiepiscopatus prædicti directo, quod vobis in Capitulo vestro, ut nobis asseruit, ostendebat: auctoritate cujus cepit et seisivit omnia bona dicti defuncti in manus Domini Regis va* expressius inhibebat, nos a sequestro prædicto et custodia ejusdem totaliter auctoritate regia amovebat, cat* propter diversa debita in quibus dictus defunctus Domino Regi, ut dicit, die quo obiit tenebatur: Nobis vero ne de hujusmodi bonis per nos, ut præmittitur, sequestratis aliqualiter intromitteremus, ex parte Domini Regis, expressius inhibebat, nos a sequestro prædicto et custodia ejusdem totaliter auctoritate regia amovebat, propter quod in dictis bonis ulterius quicquam facere non valemus.

Datis in Capitulo nostro pridie Kalendas Octobris anno Domini m°ccc^mo quarto.

Citatio vicissitudinis optentu, bene notanda.

Undated. Commissary General of Chapter to Dean of Harthill. Cite peremptorily R. son of A. de B. for contumacy, the penalty for which we have reserved, to appear before us in chapter to show cause why we should not declare that he is excommunicate, and to receive what right requires for his contumacy.

cxvj. 2.—Venerabilis Capituli Beati Johannis Beverlacensis commissarius generalis Discreto viro Decano de Herthill, Salutem in auctore salutis.

Vos mutuæ vicissitudinis optentu requirimus et rogamus, quatinus citetis peremptorie R. filium A. de B. cujus contumaciæ coram nobis contractæ ad diem N. eidem pœnam reservavimus imponendam, quod compareat coram nobis in Capitulo prædicto tali die, rationem si quam habet ostensurus, quare in majoris excommunicationis sententiam pro violatione libertatis ecclesiæ nostræ ipsum incidisse declarare specialiter minime debeamus, recepturusque propter contumaciam quod juris fuerit et rationis; et certificetis nos quid in præmissis feceritis ad prædictos diem et locum per præsentes sigillo nostro pendente sigillatas. Datis, etc.

Littera mittenda alicui ne citet tenentes nostros coram aliquo judice præterquam coram nobis.

Chapter to one citing Chapter Tenants before other judge than Chapter. You are well aware of the sentence of

cxvj. b.—Capitulum [etc.], Dilecto viro, etc. Salutem, etc. Cum in omnes libertates Beati Johannis Beverlacensis ausu

* These words or half-words are interlined, and completely puzzled me; but Mr. W. Brown, the Society's Secretary, suggests what is clearly correct, that they make "vacat" and mean that the words between "va" and "cat" are to go out.

temerario violantes, majoris excommunicationis sententia quater in anno sit in nostra ecclesia salubriter promulgata, ut notorie vobis constat; ac vos, ut intelleximus, N. de B. nobis querulis vocibus referente dictæ excommunicationis sententiam non verentes, ipsum licet super nostro feodo residentem coram Domino . . . officiali Domini Archidiaconi de Estriding citastis, seu citare procurastis, in nostræ jurisdictionis elusionem pariter et contemptum, et derogationem libertatis nostræ prædictæ;

excommunication promulgated four times a year against violators of our liberties, yet you have summoned one of our tenants before the official of the Archdeacon of the East Riding.

Vos requirimus et rogamus, sicut dictam volueritis effugere ultionem, ne dictum N. seu aliquem de tenentibus nostris coram aliquo judice, præterquam coram nobis, citetis seu procuretis aliqualiter conveniri, nec aliquid contra ipsum attemptare præsumatis in nostræ ecclesiæ præjudicium libertatis; et maxime cum nos vobis, de dicto N. et omnibus aliis de tenentibus nostris qualitercunque conquerentibus, jurati sumus facere quod jus exigit et requirit.

We pray you, if you wish to escape the said punishment, stop proceedings against him, especially as we are sworn to do justice on any complaint you have against him or other tenants.

Datis, etc.

Pro eodem

Capitulum, etc. Cum secundum libertatem ecclesiæ nostræ optentam et hactenus approbatam tenentes nostri, seu super feodo nostro residentes, coram nullo judice præterquam coram nobis debeant conveniri, In omnesque libertatem prædictam ausu nephario violantes majoris excommunicationis sententia quater in anno sit salubriter promulgata; ac vos, ut intelleximus, A. de B. ad capitulum vestrum apud N. hac instanti die Mercurii celebrandum citare fecistis, ut dicit, indebite coram vobis;

To same purport. By ancient and approved custom no tenant or resident on our fee may be cited before any judge but us.

Vos requirimus et rogamus ne contra dictum A. aliquid attemptatis, seu attemptare faciatis in nostræ ecclesiæ præjudicium libertatis, sed ipsum in pace velitis dimittere, prout jus exigit et requirit, et taliter vos habeatis in hac parte, ut vobis teneamur ad consimilia et majora. Datis, etc.

Let A. de B. go in peace as justice requires, and so deal in this matter that we may be bound to you to do the like and more.

Littera pro convocatione celebranda.

cxvj. b. 3.—Capitulum etc. Discreto viro Magistro R. de P. confratri et concanonico nostro Salutem et fraternam in Domino caritatem. 1304. Oct. Chapter to Robert of Pickering

Urgentibus arduis negotiis nos, ecclesiam nostram, statum- Summons to

Convocation of Chapter for Wednesday next, 14 Oct., 1304.

que ejusdem intime tangentibus, quæ absque vestra præsentia personali nullo modo poterunt expediri;

Vos requirimus et rogamus, aliter sic vobis mandamus tenore præsentium nichilominus vos citando peremptorie, quatinus compareatis in Capitulo nostro hac instanti die Mercurii, ceteris privatis negotiis prætermissis, nobiscum super eisdem personaliter tractaturus.

Diu valeat vestra fraternitas reverenda. Datis, etc.

Littera excusatoria.

R. of Pickering to Chapter.

cxvj. b. 4.—Viris venerabilibus et discretis Capitulo Beati Johannis Beverlacensis, eorum concanonicus et confrater, R. de Pykering, Salutem et fraternam in Domino caritatem.

I received your summons at dusk this Saturday, 10 October, at Yedingham.

Litteras vestras hac die Sabbati in festo Sancti Paulini apud Edingham in crepusculo noctis recepi, quibus me citastis quod hac instanti die Mercurii proxima post festum Sancti Wilfridi in nostro Capitulo comparerem, vobis super negotiis dictum Capitulum tangentibus personaliter tractaturus;

But as by the King's command I have to attend his Council at York the Tuesday before I pray you have me excused.

Et quia, ex injunctione regia, die Martis præcedenti apud Eboracum cum consilio Domini Regis circa ardua sua negotia me interesse necessario oportebit, vos attente requiro quatinus habeatis me excusatum.

In caritate fraterna conservet vos Deus per tempora longiora.

Littera missa eidem R. de Pickering pro consilio et consensu super articulis qui sequuntur.

1304.

Chapter to Robert of Pickering.

cxvj. b. 5.—Reverendo et discreto viro Magistro Roberto de Pykering, confratri et concanico, Capitulum [etc.] Salutem in amplexibus Salvatoris.

We have received your letter of excuse this Monday at 9 o'clock, which we deeply regret, as very grave business is to be discussed.

Litteras vestras excusatorias de adventu vestro in hac instanti convocatione recepimus hac die Lunæ hora quasi tertia, quod in hac prædicta convocatione non poteritis interesse, de quo dolemus vehementer, propter negotii qualitatem et magnitudinem inter nos pertractandi; quod judicio nostro magnum et profundum desiderat consilium et auxilium; sed ex quo præsentiam vestram habere non possumus ista vice.

Vos requirimus corditer et rogamus quatinus vestrum consilium et consensum super articulis præsentibus interclusis, absque mora si placet, tepeditate seu fictione, nobis velitis rescribere per præsentium portatorem, de negotio vestro et nostro utilitate com[m]odo et incom[m]odo profundius disponendo. Bene et diu in Domino valeatis.

We from our hearts request you to send us by bearer your advice and consent on the enclosed articles.

Articuli.

Articles.

Magister Petrus Americy impugnat per multas rationes validas et varias residentiam in ecclesia nostra in vestra præsentia ordinatam, quam nullo modo vult observare, et etiam vult habere, absens et præsens, corrodium et omnes proventus suæ præbendæ plenarie: quæ si habuerit nichil residere proderit, cum ea quæ in residentia ordinata sunt percipienda a residentibus, percipi non poterunt nec haberi, quod præterquam durum esset residentibus et etiam honorosum; occasione cujus Petri tractare intendimus, si aliquo modo, [cxvij.] recissa ordinatione prædicta redire possimus ad antiquum statum ante ordinationem dictæ residentiæ observatum.

Peter Americy impugns Ordinance as to residence, and demands, absent, his corrody and other revenues of prebend in full: if he has them, residence will become unprofitable. We intend to consider whether we shall resort to ancient ordinance.

Ad hæc videtur aliquibus de nostris, quod Rex in isto adventu suo de gwerra sua de Scotia sit honorandus in communi de omnibus canonicis per contributionem omnes tangentem.

Unde quid videatur vobis debere fieri in hoc casu in qualitate et quantitate similiter, si placet, per latorem præsentium rescribatis.

Some of us think that the king on his return from war in Scotland ought to be honoured by a contribution from all. Give us your views by bearer.

Littera supplicatoria.

cxvij. 2.—Reverendo in Christo Patri ac Domino, W., Dei gratia Episcopo Lychfeldensi et Coventrensi ac Domini Edwardi eadem gratia Regis Angliæ illustrissimi Tesaurario, Capitulum [etc.] Salutem cum devotis reverentia et honore debitis tanto Patri.

Chapter to Bishop of Lichfield and Coventry, Treasurer of England.

Cum Dominus Radulphus de Dalton, auctoritate conventionis inter nos et vos habitæ, quam non credimus a vestra memoria recessisse, centum et quatuor quarteria avenæ præposituræ, de quibus Bederna nostra consueverat et debuerat sustentari, Item alia c quatuor avenæ de portionibus Canoni-

Ralph of Dalton by authority of an agreement between us and you, took 104 quarters of oats of the Provostry from which the Bedern is sup-

ported, and 104 quarters of the portions of the canons, and refuses to pay for them, alleging an extract given by you that he is to pay everyone except this Chuch and its canons, which extract we do not believe issued from you. Please order payment and answer by bearer.

corum nostrorum, in usus et utilitatem domini Regis conversa plenarie recepit, de quibus pluries requisitus satisfacere hactenus recusavit, prætendens et ostendens pro excusatione sua extractum per vos sibi, ut asseritur, liberatum, quod omnibus et ubique satisfaciet de bladis et avenis receptis, præterquam ecclesiæ nostræ et canonicis ejusdem; quod quidem extractum de vestro præcepto non credimus emanasse;

Vestram paternitatem requirimus corditer et rogamus, quatinus de dictis avenis satisfieri velitis præcipere, ut est justum:

Quid autem vestra paternitas facere voluerit in præmissis, nobis si placet rescribi per latorem præsentium petimus gratiose. Valeat vestra paternitas reverenda diu et bene in Domino Jesu Christo.

Littera directa capitulo pro consilio et consensu.

R. of Pickering to Chapter.

R. de S. has often asked me to grant my tenant in E., bearer of this, 4 oxgangs belonging to my prebend, in feu at the rents and services now due for the same. I neither can nor wish to do this without your consent. Please let me know what you feel in the matter.

cxvij. 3.—Viris venerabilibus et discretis Capitulo [etc.] R. de P. eorum concanonicus et confrater, Salutem et incrementum caritatis fraternæ continuum coram Christo.

Supplicavit mihi quampluries R. de S. quod meus tenens in E., præsentium exhibitor, ut quatuor bovatas terræ, quas tenet in E. de præbenda mea Beverlacensi, pro eisdem redditibus et servitiis, pro quibus ipsas bovatas nunc de me tenet, et sibi et hæredibus suis habendas concedere et tenendas:

Et quia hujusmodi concessionem perpetuam sine vestro consilio et consensu facere nequeo, nec intendo, placeat vobis super hoc inter vos tractare, et consideratis circumstantibus et causis, quæ in concessionibus hujusmodi requiruntur, mihi rescribere quod sentitis. Valeat fraternitas vestra cara, etc.

1304. 19 Sept. Official of Provostry to Chapter.

Littera ad excommunicandum violatores sequestri nostri in bonis præposituræ interpositi, et certificatorium ejusdem.

cxvij. 4.—Venerabili Capitulo Beati Johannis Beverlacensis Officialis præposituræ Beverlacensis Salutem, reverentiam et honorem.

I have received your mandate as follows.

Mandatum vestrum recepimus in hæc verba:

Capitulum Beati Johannis Beverlacensis Discreto viro officiali præposituræ ejusdem Salutem in autore salutis.

We have by our own authority and by the mandate of the Archbishop sequestrated the goods of the noble man Sir Aymo, late Provost, and excommunicated those who violate the sequestration.

Cum nuper omnia bona spectantia ad nobilem virum Dominum Aymonem dudum Præpositum, existentia in dicta præpositura, auctoritate nostra insuper et virtute mandati venerabilis Patris T. Dei gratia Ebor [etc.], ex veris et legitimis causis vobis non incognitis, sequestraverimus, et sub arcto sequestro nostro præceperimus custodiri, violatores ejusdem solempniter excommunicando, ipsosque excommunicatos singulis diebus dominicis in processionibus nostris in nostra ecclesia fecerimus nuntiari, ut plenarie vobis constat;

But we know that some satellites of Satan have broken it, their names we know not, and have carried off the wool of Welwick and other moveable or self-moving goods.

Ac etiam per rei experientiam nobis constat quod quidam Satanæ satellites, quorum nomina ignoramus, hujusmodi excommunicationis sententiam non verentes, ad quædam bona per nos legitime sequestrata manus illicitas et sacrilegas apponentes, sequestrum nostrum ausu nephario violando, lanam de Welwyk et alia bona mobilia et se moventia ibidem et alibi in dicta præpositura existentia, ut præmittitur, sequestrata illicite amoverunt, et a nostra custodia ausu sacrilego subtraxerunt, ne tales in suis iniquitatibus valeant gloriari, seu a dicta excommunicationis sententia prætextu ignorantiæ excusare;

Proclaim them and their aiders and abettors excommunicate, in all the churches of the Provostry on Sundays and Feast days during mass with candles lighted and bells rung, while the people are there in their thousands; and continue doing till further orders.

Vobis mandamus firmiter injungentes, quatinus omnes et singulos qui ad dicta bona manus illicitas apponebant et eorum auctores et fautores, consensum eisdem præbentes clam vel palam, consilio vel auxilio, temporibus quibuscunque excommunicatos ingruere in omnibus ecclesiis præposituræ prædictæ diebus dominicis et festivis intra missarum solempnia, candelis accensis, campanis pulsatis, quando populi major aderit multitudo, faciatis vice nostra publice et sollempniter nuntiari, a denuntiationibus hujusmodi non cessantes donec aliud a nobis receperitis in mandatis;

Find out their names and summon them to appear before the Chapter on the first law day after 18th October.

Inquirentes de nominibus eorum, de quibus cum nobis constiterit, citetis eosdem peremptorie quod compareant coram nobis in Capitulo, proximo die juridico post festum Sancti Lucæ Evangelistæ, ostensuri quare ipsos in dictam excommunicationis sententiam incidisse declarare specialiter minime debeamus.

Et quid in præmissis feceritis nos ad prædictos diem et locum constare faciatis per vestras (*sic*) quæ harum seriem repræsentent.

Datis in Capitulo prædicto xiij. Kalendas Octobris anno Domini m°.ccc^mo. quarto.

Quod quidem mandatum, etc. Datis, etc.

1304. 19 Sept. Chapter to official of Provostry.

Littera ad publicandum excommunicationis sententiam in ecclesia Beverlacensi quater in anno.

cxvij. b. 1.—Capitulum [etc.] Discreto viro . . Officiali præposituræ ejusdem, Salutem in auctore salutis.

Since sentence of excommunication is denounced 4 times a year against all violators of the rights, liberties, and privileges of our holy mother-church and its provostry, heretofore used, in thraves, lands, tenements, wards, reliefs, escheats, obediences, fealties, suits of courts, rents, services, and everything else.

Cum in omnes raptores violatores sanctæ matris ecclesiæ nostræ, qui per fraudem vel nequitiam aut invidiam vel excogitatam malitiam consuetudines rectitudines jura libertates et privilegia ecclesiæ nostræ prædictæ et præposituræ ejusdem, quibus hactenus usi sumus, ut in trabis, terris, tenementis, wardis, releviis, escaetis, obedientiis, fidelitatibus, sectis curiarum, redditibus, servitiis, et aliis rebus quibuscunque, quocunque modo clam vel palam, tacite vel expresse, consilio vel consensu adnullare, perturbare, auferre, infringere, seu subvertere, ausu sacrilego, molliuntur; in omnesque pacem dicti Sancti temere violantes sive in ipsa ecclesia nostra, vel in atrio ejusdem, vel in domibus maneriis spectantibus ad eandem, et quibuscunque aliis locis infra nostræ ecclesiæ libertatem: Ad hæc etiam qui beneficia, redditus, possessiones ad jus et ordinationem canonicorum ecclesiæ prædictæ spectantia, ipsorum auctoritate invaserint aut scienter in ipsorum præjudicium detinuerint, et omnes eorundem auctores et fautores, necnon et trabarum dictæ ecclesiæ illicitos detentores, in omnesque qui statum antiquum Bedernæ in fraudem nostram immutaverint quoquomodo, sit sententia excommunicationis quater in anno in nostra ecclesia salubriter promulgata:

And, moreover, against those who have invaded the possessions of the Canons, and all unlawful detainers of the thraves, or those who change the ancient estate of the Bedern in fraud of us.

That the said sentence may be known to all whom it may concern. We command you to have it solemnly proclaimed at mass on Sundays and Feast days by all Rectors and parish priests in the Provostry.

Volentes igitur quod dicta sententia universis quorum interest plenius innotescat, ne prætextu ignorantiæ negligatur, vobis mandamus, quatinus ipsam sententiam, vel intentionem ipsius, in omnibus ecclesiis præposituræ prædictæ per ipsarum Rectores seu presbiteros parochiales diebus dominicis et festivis intra missarum sollempnia, quando populi major aderit multitudo faciatis sollempniter publicari:

Ad probationem mandati nostri totaliter adimpleti re-

mittatis nobis citra diem Sancti Lucæ Evangelistæ præsentes sigillo vestro pendente signatas.

Datas in Capitulo prædicto xiij Kalendas Octobris anno Domini m°.ccc^mo. quarto.

Littera responsoria litteræ directæ Capitulo super consilio et consensu.*

1304. Undated. Chapter to Rob of Pickering.

We have receiv your letter as t grant of land a Etton in your prebend to Ada of Shipton in

cxvij. b. 2.—Capitulum [etc.] dilecto nobis in Christo Magistro Roberto de Pykering, concanonico, confratri nostro, Salutem et fraternam in Domino caritatem.

Litteras vestras die Mercurii proximo præterito recepimus, continentes qualiter Adam de Schupton tenens vester in Etton, ut quatuor bovatas terræ quas tenet in Etton de præbenda vestra Beverlacensi pro eisdem redditibus et servitiis, pro quibus ipsas bovatas nunc de vobis tenet, sibi et hæredibus suis habendas concederetis et tenendas, vobis quampluries supplicavit;

Et quia de conditione ipsius Adæ in eisdem mentionem aliquam non fecistis et circumstantias et causas, quæ in hujusmodi concessionibus requiruntur, similiter tacuistis, super hoc non tractavimus ista vice:

You say nothin about his statu so we have not considered the matter.

Quocirca si dictum negotium effectum sortiri debeat, placeat vobis nobis expressius rescribere quam scripsistis, videlicet, si idem Adam cum sequela sua dari debeat libertati et dictam terram tenere pro redditibus et servitiis memoratis, et de circumstantiis et causis similiter rescribatis.

So if you want anything done us know if Ada and his family are to be made free, and so for

Et quia hujusmodi concessio perpetua cederet, ut videtur, in præjudicium nostræ ecclesiæ et in dampnum, si possit fieri sine convocatione concanonicorum nostrorum; quod sentitis nobis distincte et aperte per vestras litteras intimetis, et formam alienationis seu concessionis quam eidem Adæ et hæredibus suis facere proponitis, si placet, in scriptis redactam nobis, ut super ea tractare possimus similiter transmittatis, scituri siquidem quod quicquid pro vobis facere possumus, sine ecclesiæ nostræ et Capituli nostri præjudicio, parati sumus promptius prono corde.

And as the matter can onl be settled in convocation, le us know exactl what you want and please send draft of propos grant.

You know we will do anythin for you we can without injury to church or chapter.

Valeat vestra fraternitas reverenda in Domino Christo.

* An answer to letter cxvj. b. 5, p. 38 *supra*.

Littera ad citandum præpositos maneriorum præposituræ ad reddendum compotum de administratione tempore sequestri.

1304. 18 Oct. Chapter to Official of Provostry. Cite the bailiffs of manors of provostry to render accounts of their administration during the sequestration on Monday after 25 Oct., bringing the rolls, tallies, and other instruments.

cxvij. b. 3.—Capitulum [etc.] Discreto viro officiali præposituræ ecclesiæ nostræ, Salutem in amplexibus Salvatoris.

Citetis peremptorie præpositos maneriorum de Dalton, Middelton, etc., quod compareant coram nobis hac instanti die Lunæ proxima post diem translationis Sancti Johannis Beverlacensis, in capitulo prædicto, de sua administratione facta in bonis præposituræ prædictæ tempore sequestri nostri interpositi in eisdem, usque ad relaxationem ipsius legitime per nos factam, cum rotulis et talliis et aliis instrumentis ipsam administrationem tangentibus quoquo modo finalem compotum reddituri, et ulterius facturi, quod jus exigit et requirit.

Et quid in præmissis feceritis nos ad dictos diem et locum certificetis per vestras patentes litteras quæ harum seriem repræsentent.

Datis in Capitulo prædicto xv Kalendas Novembris anno Domini m°ccc^mo quarto.

Monitio ut quis a scolis regendis desistat.

1304. 27 Oct. Chapter to Walter of Kelsey, their clerk. Robert of Dalton, clerk, as we hear from Master T. of Brompton, rector of our school, keeps school in Dalton to prejudice of the liberty of our church. Warn him to desist within 9 days, of which the first three to count for the first, the second three for second, and the third three for a third and peremptory warning.

cxvij. b. 4.—Capitulum [etc.] Waltero de Kelsay, clerico nostro Salutem, in auctore salutis.

Cum in omnes libertates Beati Johannis Beverlacensis ausu nefario infringentes majoris excommunicationis sententia quater in anno in nostra ecclesia sit salubriter promulgata, ac quidam Robertus de Dalton, clericus, suæ salutis immemor, dictam sententiam non formidans, ut intelleximus, Magistro T. de Brumpton, rectore scolarum nostrarum, nobis insinuatione supplice referente, in villa prædicta scolas regit, in nostræ ecclesiæ præjudicium libertatis;

Tibi mandamus districtius injungentes, quatinus quam cito optulit se facultas, quibuscunque diebus et locis, dictum Robertum moneas, quod infra novem dies proximo computandos, quorum primos tres pro prima, secundos tres pro secunda, tertios tres pro tertia et peremptoria monitione volumus computari, ab hujusmodi scolarum regimine totaliter desistat, ibidem et alibi extra Beverlacum, infra nostræ

ecclesiæ libertatem; et quod talia contra ecclesiam nostram de cetero non attemptet.

Alioquin ipsum, quem, si tuis monitionibus non paruerit ex nunc in hiis scriptis excommunicamus, singulis diebus Dominicis et festivis, post lapsum dictorum ix dierum, pulsatis campanis, candelis etc. et extinctis, intra missarum solempnia in ecclesia parochiali de Dalton excommunicatum pupplice et solemniter nuntietis vice nostra, seu per alium facias nuntiari.

Otherwise excommunicate him.

Et quid in præmissis feceris, nobis citra diem S. Martini fideliter constare facias per præsentes sigillo tuo pendente signatas.

Make return of this with your seal appended before Martinmas.

Datas in Capitulo prædicto vj Kalendas Novembris [etc.]

cxviij.—Capitulum [etc.] Discreto viro Rogero, perpetuo vicario altaris Beati Martini et capellæ Beatæ Mariæ eidem altari annexæ, Salutem in amplexibus Salvatoris.

1304. 31 Oct.

Chapter to Roger Perpetual Vicar of S. Martin's altar and chapel of Blessed Mary annexed. According to approved custom,

Cum de consuetudine ecclesiæ nostræ optenta et [h]actenus approbata, omnes presbiteri in villa Beverlacensi divina officia celebrantes, in habitu decenti, processionibus nostris in nostra ecclesia celebrandis singulis diebus Dominicis et festivis debeant interesse nisi legitimo impedimento fuerint impediti; ac per experientiam bene scimus quod N. N., divina celebrantes in capella prædicta, ab hujusmodi processionibus nostris se subtraxerunt, et adhuc eisdem non curant aliqualiter interesse, majoris excommunicationis sententiam in ecclesia prædicta latam contra infringentes libertates et consuetudines ipsius ecclesiæ non verentes;

All priests celebrating divine service in Beverley must attend processions in Minster on Sundays and Feast days. N. and N. at S. Mary's do not, and have incurred the greater excommunication. Warn them thrice to attend within 9 days.

Vobis mandamus districtius injungentes quatinus dictos N. et N. moneatis et efficaciter inducatis, quod post lapsum novem dierum a die monitionis sibi factæ, quorum primos tres pro prima, secundos tres pro secunda, tertios tres pro tertia et peremptoria admonitione volumus computari, singulis diebus dominicis et festivis in habitu decenti intersint processionibus nostris, ut præmittitur, celebrandis, modo debito et etiam consueto;

Alioquin ipsos, quos ex nunc, si monitionibus nostris* [*sic*] a celebratione divinorum in ecclesia nostra et in capella præ-

Otherwise we suspend them *ipso facto*, and you are

* Some words such as "non paruerint" seem to have been omitted here.

to so declare every Sunday and Feast day during mass in the chapel.

dicta, et in omnibus oratoriis villæ Beverlaci ad eandem qualitercunque spectantibus, suspendimus in hiis scriptis; ipsos sic suspensos singulis diebus dominicis et festivis in capella Beatæ Mariæ prædicta intra missarum solempnia, astante populi multitudine, publice et solempniter vice nostra; et quod etc.

Datis ij Kalendas Novembris [etc.]

Littera supplicatoria pro litteris dimissoriis.

1304. 3 Nov. Chapter to John [Dalderby] Bishop of Lincoln. Robert of Ancoats, poor cleric of your diocese, has served long in our church as clerk.

cxviij. 3.—Venerabili in Christo Patri, Domino Johanni, Dei gratia Episcopo Lincolniensi, Capitulum [etc.], Salutem cum devotis reverentia et honore.

Noverit vestra Dominatio reverenda quod Robertus de Ancotes pauper clericus vestræ diœceseos lator præsentium inter nos in ecclesia nostra diutius conversatus in officio clerici laudabiliter ministravit.

So please grant him letters dimissory to be ordained to all holy orders by any Bishop having leave from the Holy See, if he produce a sufficient title.

Quocirca paternitati vestræ supplicamus humiliter et devote, quatinus ut ad omnes sacros ordines a quocunque Episcopo gratiam sedis Apostolicæ optinente, dum tamen eidem titulum exhibuerit sufficientem, licite valeat promoveri, vestras litteras dimissorias eidem commendare dignemini intuitu caritatis.

Ad exaltationem ecclesiæ suæ sanctæ Altissimus vos conservet.

Datis Beverlaci iij Nonas Novembris [etc.]

Littera testimonialis de conversatione.

1304. 3 Nov. Chapter to all sons of mother church. (Letters Testimonial.) It is a work of charity to bear witness to the truth. We therefore testify that William Nightingale, of Lincoln Vicar Choral, is of good behaviour and is not, so far as we know, suspended or excommunicate for any crime.

cxviij. 4.—Omnibus Sanctæ Matris Ecclesiæ filiis ad quos pervenerit hæc scriptura, Capitulum [etc.], Salutem in amplexibus Salvatoris.

Quia pium pariter et honestum inter cetera caritatis opera perhibere testimonium veritati Nos precibus Domini Willelmi Nythegal de Lincoln, presbyteri, vicarii nostri, exhibitoris præsentium, inclinati;

Universitati vestræ notum facimus per præsentes quod idem Dominus Willelmus, vir bonæ famæ et integræ, vitæ laudabilis et honestæ, in nostra ecclesia diutius conversatus, in officio sacerdotis laudabiliter ministravit; ac in quantum

nos humana fragilitas nosse sinit tempore datæ præsentium non suspensus, nec excommunicatus aliquo alio crimine existebat.

In cujus rei testimonium sigillum nostrum præsentibus est appensum, Datis Beverlaci iij Nonas Novembris anno Domini m°ccc^mo quarto.

Memorandum quod Dominus Robertus de Harpham litteras citationis præsentis contra libertatem ecclesiæ nostræ commissario Capituli porrexit.

cxviij. 5.—Officialis Curiæ Eboracensis, sede vacante ejusdem, Venerabili Capitulo Beverlacensi, Salutem in auctore salutis. 1304. 7 Nov. Official of Court of York to Chapter.

Citetis peremptorie Johannem filium Thomæ filii Emmæ de Eske, quod compareat coram nobis, vel commissario nostro, in majori ecclesia Eboracensi, die Martis proxima post festum Sanctæ Katherinæ Virginis, Domino Roberto de Harpham, Rectori ecclesiæ Sancti Nicholai in Beverlaco, super sibi canonice proponendis ab eodem ut dicit responsurus, et facturus ulterius quod justitia suadebit; et ad probationem citationis factæ remittatis nobis vel commissario nostro ad diem præsentes sigillo nostro pendente signatas. Cite John son o Thomas son of Emma the Eske appear in court York to answer Robert of Harpham, rector of S. Nicholas, Beverley.

Datas Eboraci ij Nonas Novembris anno gratiæ m°.ccc. quarto, et porrectionis mihi factæ vij Idus Novembris anno Domini supradicto.

Littera missa Episcopo Lincolniensi pro clericis ordinandis.

cxviij. b. 1.—Reverendo in Christo Patri Domino Johanni, Dei gratia Lyncolniensi Episcopo, Capitulum Beati Johannis Beverlacensis, Salutem cum reverentia et honore debitis tanto patri. 1304. 10 Dec. Chapter to Joh Bp. of Lincoln.

Quia vacante sede Eboracensi promotionem clericorum nostrorum, sicut facere consuevimus, in Eboracensi dyocœsi ad præsens non possumus procurare, vestræ paternitati reverendæ clericos chori nostri de vestra dyocœsi oriundos, bene, laudabiliter et honeste in ecclesia nostra diutius conversatos, per nos etiam approbatos, videlicet, Robertum de Ancotes, ad ordinem subdyaconatus, et Ricardum de Althorp ad ordi- In vacancy of see of York we cannot get our clerks promote as usual; pleas promote at you next ordination by imposition your holy hand the clerks of ou choir sprung fr your diocese, Robert of Anco

to sub-deacon, Richard of Althorp as deacon.

nem dyaconatus mittimus ordinandos, Paternitati vestræ supplicantes humiliter et devote, quatinus eosdem clericos ad ordines prælibatos, in instantibus vestris ordinibus celebrandis, sacrarum vestrarum manuum impositione dignemini promovere.

Ad exaltationem sanctæ ecclesiæ suæ Altissimus vos conservet.

Datis in Capitulo prædicto iiij Idus Decembris [etc.]

1304. 19 Nov. Chapter to Robert of Nottingham. Sacrist.

Because of the merits of your devotion we give you special leave of absence for 2 years to attend a University within or beyond the seas.

Provided your duty is duly performed by a deputy.

cxviij. b. 2.—Capitulum [etc.] Dilecto nobis in Christo Domino Roberto de Notingham, ecclesiæ nostræ Beverlacensis Sacristæ, Salutem in Domino.

Ob tuæ devotionis merita volentes tibi gratiam facere specialem, ut, per biennium continuum a data præsentium, citra mare vel ultra, insistere valeas congruo studio litterarum, licentiam tibi concedimus gratiosam; et tecum super non residentia per id tempus, quatenus ad nos attinet, favorabiliter dispensamus; proviso quod ecclesia ipsa hiis quæ ad eam, ratione tui officii pertinent, interim non fraudetur, nec officium ipsum quomodolibet negligatur.

Et volumus quod post te in dicta Beverlacensi ecclesia procuratorem dimittas ydoneum qui in singulis officium ipsum contingentibus respondeat debite loco tui. Vale.

Datis in Capitulo nostro Beverlacensi xiij Kalendas Decembris anno gratiæ millesimo trecentesimo quarto.

1304. 10 Dec. Chapter to Dean and Chapter of York.

The official, rural deans, rectors, vicars, and parish priests of the East Riding, especially since the death of Thomas, late Archbishop, are slow to receive, and indeed some contumaciously controvert our mandates for the collection of tithes.

We could proceed against them especially by the royal authority.

cxviij. b. 3.—Venerabilibus viris Domino Willelmo Decano et Capitulo Beati Petri Eboracensis, Capitulum Beati Johannis Beverlacensis, Salutem, reverentiam et honorem.

Quia Officialis, Decani rurales, Rectores, Vicarii, ac presbyteri parochiales Archidiaconatus Estriding contra libertates et consuetudines ecclesiæ nostræ, ac contra jurisdictionem nostram antiquissimam hactenus approbatam, post mortem præcipue bonæ memoriæ Thomæ nuper Archiepiscopi Eboracensis, recalcitrantes, mandata nostra canonica eis pro travis nostris et conservatione jurium ecclesiæ nostræ directa recipere tepescunt, immo nonnulli contumaciter contradicunt: Contra quos licet possemus cum invocatione præsertim auxilii Domini Regis procedere ad eorum temeritatem reprimendam et contumaciam puniendam more consueto et hactenus observato;

Volentes tamen, sede vacante, deferre honori vestro magnifico, ut tenemur, vestram dominationem corditer requirimus et rogamus quatinus officialibus, Decanis, Rectoribus, vicariis et presbiteris parochialibus supradicti archidiaconatus vestris dare velitis litteras in mandatis, ad instar Archiepiscoporum qui hoc facere consueverint, ut mandata nostra ea reverentia qua decet recipiant et fideliter exequantur, sicut canonicam a vobis et nobis velint effugere ultionem.

But as in the vacancy of the See we wish to defer to your magnificent honour. We pray your lordships issue letters of mandate, as Archbishops do to the official, etc., to obey our mandates if they wish to avoid our and your canonical punishments.

Ad hæc mittimus dignationi vestræ nomina quorumdam clericorum, nostrorum qui bene et diu in ecclesia nostra laboraverunt, præsentibus interclusa, quibus litteras dimissorias, ut a quovis Episcopo catholico gratiam sedis apostolicæ optinente valeant ad sacros ordines promoveri, concedi petimus gratiose. Ad regimen ecclesiæ suæ sanctæ conservet vos filius virginis gloriosæ.

Also we send names of clerks of our church fo letters dimissory for orders.

Datis in Capitulo nostro iiij Idus Decembris anno Domini millesimo ccc^mo^ quarto.

cxix. 1. Chapter to R. of Pickering. Summons for convocation for Friday after Purification of Blessed Virgin (5 Feb.), dated 20 Dec. 1304. (Same terms as cxvj. b. 3.)

Same to H. of Carlton.

Littera testimonialis de conversatione.

1304. Dec. Letters Patent of Chapter. Testimonial for Thomas of Weaverthorp, priest, vicar (choral).

cxviij. b. 4.—Universis sanctæ matris ecclesiæ filiis ad quos pervenerit hæc scriptura Capitulum [etc. as in cxviij. 4].

Quia pium pariter et honestum inter cætera caritatis opera reputatur perhibere testimonium veritati, Universitati vestræ notum facimus per præsentes quod, Dominus Thomas de Wyverthorp, presbiter, vicarius noster, exhibitor præsentium, vir bonæ famæ et integræ, vitæ laudabilis et honestæ, inter nos in nostra ecclesia diutius conversatus, ad omnes sacros ordines ad præsentationem nostram per legitima temporum interstitia ordinatus, in officio sacerdotis per duodecim annos et amplius laudabiliter in eadem ecclesia ministravit, ac in quantum nos humana fragilitas nosse sinit, tempore dati præsentium non suspensus non excommunicatus nec irretitus ullo alio crimine existebat.

In cujus rei testimonium sigillum nostrum præsentibus erat appensum. Datis in Capitulo prædicto anno Domini m°ccc^mo^ quarto iiij Kalendas Januarii.

Littera ut aliquis desistat a regimine scolarum.

1304/5. 20 Jan. Chapter to Walter of Kelsey, their clerk.

cxix.—Pro jure Magistri Scolarum.

Capitulum Beati Johannis Beverlacensis dilecto nobis in Christo Waltero de Kelsay clerico nostro, Salutem in auctore salutis.

We are informed by Master Thomas of Brompton, rector of our school, that Stephen of Garton clerk, unmindful of his salvation, keeps an unlicensed school in Kelk within our liberty.

Cum in omnes libertatem Beati Johannis Beverlacensis ausu nephario infringentes, majoris excommunicationis sententia quater in anno in nostra ecclesia sit salubriter promulgata: ac quidam Stephanus de Garton, clericus, suæ salutis immemor, Sanctam Ecclesiam non formidans, ut intelleximus, Magistro Thoma de Brompton, rectore scolarum nostrarum, nobis insinuatione supplici referente, in villa de Kelks scolas regit adulterinas, in nostræ ecclesiæ grave præjudicium libertatis.

Tell him to desist within 3 days, and if he does not excommunicate him.

De tua industria confidentes, tibi mandamus districtius injungentes quatinus, quam cito obtulerit se facultas, quibuscunque diebus et locis, dictum Stephanum moneas ac efficaciter inducas quod infra tres dies proximo computandos, quorum primus dies pro prima, secundus dies pro secunda, et tertius pro tertia et peremptoria monitione sibi cedant, ab hujusmodi scolarum regimine totaliter desistat ibidem, aut alibi, extra Beverlacum infra nostræ ecclesiæ libertatem, ac quod talia contra ecclesiam nostram de cetero non attemptet. Alioquin ipsum, quem, si tuis monitionibus non paruerit, ex tunc in hiis scriptis excommunicamus, singulis diebus post lapsum dictorum trium dierum, in scolis ipsius Stephani vel alibi, astante populi multitudine, quocunque optulerit se facultas, sic excommunicatum puplice et solempniter nunties vice nostra seu per alium facias nunciari.

Et quid in præmissis feceris nobis citra diem purificationis Beatæ Mariæ Virginis fideliter constare facias per præsentes sigillo tuo pendente signatas, Datas in Capitulo prædicto xiij Kalendas Februarii anno Domini m°ccc° quarto.

xxvj. (also ix. which follows vij. b).

Acta in convocatione.

1304/5. 5 Feb. Convocation. 4 Canons present.

Capituli Beati Johannis Beverlacensis die Veneris proxima post Purificationem Beatæ Mariæ Virginis A.D. m°ccc° quarto.

Præsentibus Magistro Waltero de Glovernia, Willelmo de Haxeby, Willelmo de Lincoln, Johanne de Nassington

pro se, et Magistro Roberto de Pykering, et Domino Willelmo de Sothill, Canonicis, tunc Capitulum facientibus.

When Convocation of Canons is to be held letter of citation to issue 3 weeks previously. Absentees to appoint some Canon present to be proxy.

In primis, Ordinatum est quod quando fuerit convocatio celebranda, littera citationis emanet per tres septimanas ante diem convocationis celebrandæ, et quod in fine citationis hæc clausula inseratur, "quod si dictis die et loco una nobiscum, canonice præpediti non possitis personaliter interesse, aliquem de Capitulo nostro, quem duxeritis eligendum, qui velit personaliter interesse, vestrum constituatis procuratorem, dantes eidem plenam potestatem nomine vestro nobiscum tractandi et consentiendi omnibus et singulis super quibus tunc fuerimus tractaturi."

Corrodies of Bedern to be paid punctually, or execution to issue immediately, without denunciation that sentence of excommunication is incurred.

Item, ordinatum est quod de cetero nulla dilatio fiat in solutione corrodiorum de Bederna solvendorum, quæ si suo tempore plenarie non solvantur, statim fiat executio, non monendo quod satisfaciant, sed denuntiando ipsos, per quos hujusmodi solutio corrodiorum fieri deberet, incidisse in sententiam excommunicationis quater in anno latam contra immutantes antiquum statum Bedernæ, sine in tempore etc.

No alienation of lands or houses without special consent of Convocation.

Item, ordinatum est, quod de cetero non fiant alienationes reddituum tenentium vel terrarum, vel domuum quarumcunque ad * quamcunque prebendam spectantium, sine speciali tractatu super hoc habito in solempni convocatione, qui super hujusmodi alienatione de jure fuerit requirendus.

Every one doing violence in the church or churchyard to do public penance, and no such penance to be redeemed by favour or fine.

Item,† ordinatum est quod omnes facientes violentiam in ecclesia vel cimiterio faciant pœnitentiam pupplice, et quod hujusmodi pœnitentiam nec prece nec pretio redimatur.

All income of Vicar Choral absent without leave of Chapter or Auditor causarum to accrue to those present.

Vicar absent

Item, ordinatum est seu statutum, quod, si Vicarius se absentaverit, licentia a Capitulo vel auditore causarum ejusdem non petita,‡ totum, quod sibi interim obvenire deberet qualitercunque, accrescat Vicariis præsentibus et ecclesiæ deservientibus. Et, si Vicarius absens fuerit ex causa pro-

* In the copy on f. xxvi. are inserted here "ad capitulum vel."

† Opposite this is written in the margin "nota," with a long finger pointing to it.

‡ Here on p. xxvi. are inserted the words "ii^{d} ad magnum altare per unam ebdomadam perdet: et illi duo denarii dabuntur fabricæ ecclesiæ: eodem modo de missa capitulari,"

with leave to receive his full corrody and statutory beer.

babili licentia petita ut præmittitur, et optenta, plenum corrodium* suum in Bederna percipiat cum cervisia statuta. Super hoc est quoddam scriptum sigillo Roberti dudum præpositi consignatum.

The clerks called Berefellars if they neglect duty to be removed by Provost.

Item, ordinatum est quod clerici Berefellarii deservient in officiis suis sicut tenentur; qui, si ter moniti in officiis suis deservire non curaverint, ex tunc denuntietur† Præposito, qui præsentet alios loco ipsorum.

4 marks of Aymo de Quarto's deposit to be paid to Peter Emerici for pension due from Nassington's prebend.

Item, concessum fuit quod satisfiat Magistro Petro Emericy de quatuor marcis de pecunia Domini Aymonis in deposito existente, pro quadam pensione annua debita de præbenda‡ Magistri Johannis de Nassington præbendæ dicti Magistri Petri de termino Sancti Johannis Baptistæ, A.D. m°ccc° quarto.

All canons liable for payment of stipend of Auditor causarum.

Item, ordinatum est quod, ad satisfaciendum Auditori causarum Capituli de stipendio suo, tam absentes Canonici quam præsentes teneantur; per manu; cujus debeat solvi, usque in proximam convocationem reservatur.

Officers, viz. goldsmith, mason, manciple to return to their duties within a month, or forfeit their corrodies to commons of Residentiaries.

ix. b.—Item ordinatum est quod officiarii, videlicet, Aurifaber, Cæmentarius, Discularius, in suis officiis deserviant, ut tenentur, infra mensem a die monitionis sibi factæ: alioquin ex tunc eorum corrodia per nostrum Camerarium sequestrentur,‡ quorum emolumentum, quamdiu in officiis suis non deservierint cedat utilitati communæ Canonicorum Residentium.

The Seneschall admits his oath in full Convocation.

Memorandum quod Ricardus de Burton, Senescallus, in plena convocatione fatebatur se juratum Capituli.

Canons absent in defence of rights of the church, to have their expenses and be counted resident.

Item, ordinatum est, quod laborantes pro jure ecclesiæ conservando, seu defensione ejusdem, habeant expensas de ecclesia et interim pro Residentibus habeantur.

Aymo's debts to be got in.

Item, ordinatum est, quod pecunia Domini Aymonis,

* Corredium on f. xxvj. b.

† Interlined by a later hand.

‡ The words following are erased in the copy on f. xxvi.

[dudum præpositi]* adhuc debita præcise a venditoribus exigatur.

Item, ordinatum est, quod de arreragiis debitis Canonicis, Sacristæ, Cancellario [septem clericis, et] † clericis stallariis, et aliis ministris a tempore sequestri usque ad relaxationem ipsius, aliquibus vero de tempore Domini Aymonis, de pecunia Domini Aymonis per manus Camerarii, quatinus fieri poterit, satisfiet.

Arrears due to Canons, Sacrist Chancellor, Clerks, stall-holders and others to be pa from Aymo's money in hand of Chamberlain

Item,‡ corrodium bonæ memoriæ Domini Thomæ quondam Archiepiscopi Ebor concessum fuit graciose Thomæ de Camera, cui dictus Archiepiscopus illud contulit in vita sua habendum, per annum integrum a die quo dictus Archiepiscopus diem suum clausit extremum, nisi per adventum alterius Archiepiscopi impediatur.

The late archbishop's corrody grante to Thomas of t Chamber to be paid for a year from his death.

Processus de admissione Roberti de Grymesby ad vicariam suam.

1304-5.

xxvi. b.—Memorandum quod Willelmus de Lincoln, canonicus ecclesiæ Beati Johannis Beverlacensis, Robertum de Grumsby, clericum, ad vicariam ad suam præsentationem spectantem, die Sabbati proximo post festum Purificationis Beatæ Virginis, anno ut supra in registro continetur, præsentavit; sed quia contra dictum Robertum de contractu matrimoniali habito inter ipsum et Julianam, filiam Stephani de Grumsby antea fama vehemens erat orta, quæ quasi per totam viciniam laborabat, Magistri Walterus de Glovernia, Willelmus de Haxeby, Johannes de Nassington pro se et Magistro Roberto de Pykering, Dominus Willelmus de Sothil, tunc Capitulum repræsentantes, de collusione facta in fraudem matrimonii inter ipsum Robertum et ipsam Julianam verisimiliter præsumebant, nobis auditori causarum Capituli prædicti ad audiendum et terminandum dictum negotium et detegendum collusionem, si qua fuerit, vices suas totaliter commiserunt.

6 Feb. Chapter's asses directed to inquire whethe the presentatio of Robert of Grimsby to Vicar-Choralsh of Canon Willi of Lincoln's prebend was in fraud of a contract of marriage with Juliana, daugh of Stephen of Grimsby.

Unde cum nos, Auditor causarum Capituli prædicti, dictos Robertum et Julianam ad diem Martis proximo sequentem

Robert and Juliana cited f Tuesday following.

* This prebend had been held by Aymo de Quarto when Provost.

† A marginal note in later hand says "Præpositus sibi appropriat hujusmodi sequestrum."

in Capitulo prædicto coram nobis fecimus evocari; qui dictis die et loco coram nobis personaliter comparuerunt; de veritate dicenda a dictis Roberto et Juliana tactis sacrosanctis evangeliis præstito juramento; dictus Robertus a nobis requisitus in veritate præstiti juramenti et sub obtestatione divini judicii, si inter ipsum et dictam Julianam esset contractus matrimonialis purus vel conditionalis, vel in fraudem matrimonii esset conventio inter ipsos; qui in virtute prædicti juramenti dicebat, quod non.

Robert swears no collusion.

Similiter et mulier requisita, in veritate præstiti juramenti et sub obtestatione divini judicii, si esset contractus matrimonialis inter ipsam et dictum Robertum, vel in fraude matrimonii conventio fraudulenta; quæ, sponte non coacta in virtute præstiti sacramenti dicebat, quod non: asserens se nullum jus in dictum Robertum habere, protestans se expresse dictum Robertum nunquam super contractu matrimoniali posse de jure impetere quoquo modo.

The woman the same: and that she had no right to Robert.

Nos vero auditis et intellectis responsionibus utriusque partis, et præcipue assertione et protestatione dictæ mulieris, coram nobis judicialiter sponte factis, dictum Robertum de infamia supradicta, qua vehementer notatus erat, quantum ad officium nostrum attinet in hiis scriptis reddimus absolutum.

Præsentibus tunc in capitulo, unacum dicto Johanne de Risindon tunc Auditore causarum Capituli, Dominis Alano de Humbelton, Roberto de Siglesthorn, Hugone de Otringham, Bernardo de Kyrkeby, Thoma de Graingham, et Johanne de Roldeston, vicariis; Magistris Thoma de Mondon, Waltero de Fytteling, et Radulpho de Anelanby advocatis: Johanne de Swyna, Johanne de Queldryk, Roberto de Lanum, Johanne Lawrance, Waltero de Kelsay, Johanne de Haxeby, dyaconis secundæ formæ; Ricardo de Harpam, Thoma de Siglesthorn, Ricardo de Althorp, Rogero de Hornese, Willelmo de Derleton, sub-dyaconis secundæ formæ; Willelmo de Adlingflet, Roberto de Amcotes, Roberto Bonnewyk, Johanne de Hornese, Willelmo de Hasthorp, Willelmo Binder, Nycholao de Hyllen, Galfrido de Brunton, acolitis secundæ formæ; et aliis clericis et laycis quam pluribus, qui de omnibus superscriptis pro loco et tempore poterunt testimonium perhibere.

Present, 7 Vicars, 3 Advocates, 61 Deacons, 3 Subdeacons of 2nd form, 8 acolytes of 2nd form, and others, clerics and laity.

Quibus actis, Magistris Waltero de Glovernia, Willelmo de Lincoln et Domino Willelmo de Sothill, canonicis, tunc capitulum facientibus, fideliter relatis, ipsi, attendentes nichil

Robert admitted by canons.

propositum vel confessatum a parte mulieris prædictæ, vel ipsius Roberti quod famam ipsius Roberti potuit suggillare, vel promotionem ipsius ad ecclesiasticum beneficium in aliquo impedire, ipsum, cum illis de literatura et contra ipsius Roberti, ac idioneitate ipsius sufficienter constiterit, ipsum ad vicariam, ad quam per Magistrum Willelmum de Lincoln canonicum præsentatus extiterit, admiserunt.

Qui tactis sacrosanctis evangeliis præstitit sacramentum in hæc verba :

Juramentum Vicarii.

His oath as Vicar, to be faithful to chapter, not to reveal its secret to support the burdens of vicarage.

Ego Robertus, fidelis ero et obediens Capitulo Beati Johannis Beverlacensis, ejusque ministris, in canonicis et licitis mandatis ; et secreta Capituli incommunicata ad secreta tenebo et nulli pandam, in Capituli dispendium, præjudicium seu gravamen : onera vicariæ meæ incumbentia pro posse meo fideliter supportabo. Sic Deus me adjuvet, et hæc Sancta Evangelia Dei.

Installation.

Et ad præceptum Capituli installatus fuit per Dominum Thomam de Grayngham, vicarium, et in temporalibus in Bederna investitur.

De potestate et officio Præcentoris.

The Precentor has the correction of clerks of 2nd form, as to reading and singing only.

Item decretum est in prædicta convocatione quod Dominus Gilbertus de Grimesby habeat ordinationes et correctiones, ratione Præcentoriæ suæ, faciendas in choro quoad clericos secundæ formæ, in lectura et in cantu tantum.

Clerks of 2nd form, by whomsoever presented, be examined by Precentor in singing : in letters by the Chapter, and to be admitted by Chapter.

Item, decretum est quod clerici secundæ formæ, a quocunque præsententur, per Præcentorem vel ejus locum tenentem in cantu tantum examinentur ; de litteratura per Capitulum vel ejus locum tenentem ; et per Capitulum, si idoneus fuerit, admittantur.

De installatione Canonicorum.

As to stalls of Canons the rule is "as you are."

De installatione vero Canonicorum sit, sicut antea extitit usitatum, sic decernendum, uti possidetis ita possideatis.

Read Letters of Sir Henry Percy Lord of Alnwick

xxvij. 2.—Porrectæ fuerunt in plena convocatione prædicta litteræ nobilis viri Domini Henrici de Percy, domini

asking for leave for Thomas of Weaverthorp, though made rector of Scorburgh, to remain a vicar [choral] till August.

de Lekingfeld, in quibus idem Dominus Henricus pro Domino Thoma de Wyverthorp, Rectore ecclesiæ de Scorburgh, supplicavit ut in vicaria sua, eo non obstante quod ad ecclesiam de Scorburgh ad præsentationem suam sit admissus et in eadem ecclesia canonice institutus, ex certis causis in iisdem litteris contentis usque ad festum Sancti Petri ad vincula stare possit, dictum Capitulum concederet graciose;

Leave granted.

Cujus petitioni Canonici Capitulum sic repræsentantes, salvo jure Domini sui, usque ad festum Sancti Michaelis, unanimiter annuerunt.

1304.
10 Feb.
Chapter to Alan of Cotham, proctor of the Bedern.
We have granted Thomas, the chamberlain, the Archbishop's corrody now under sequestration, for a year from his death, unless another Archbishop come.

cxix. 4.—Capitulum [etc.] Discreto viro Magistro Alano de Cotum procuratori Bedernæ, Salutem in auctore salutis.

Quum corredium bonæ memoriæ Thomæ quondam Archiepiscopi Eboracensis in vestris manibus sequestratum Thomæ de Camera,* cui dictus Archiepiscopus illud contulit in vita sua, per annum integrum a die quo idem Archiepiscopus diem suum clausit extremum, nisi per adventum alterius Archiepiscopi impediatur, concessimus ex nostra gratia speciali;

Vobis mandamus quatinus dicto Thomæ dictum corredium cum appendiciis suis plenarie liberetis donec aliud a nobis inde receperitis in mandatis.

Datis Beverlaci iiij Idus Februarii anno Domini m°ccc^mo quarto.

Littera citatoria Cæmentario directa.

1304.
27 Feb.
Chapter to Oliver of Stainfield, mason of Minster.
At the special request of Henry de Lascy, Earl of Lincoln, and Lady Alice, his mother, we gave you leave of absence, for which we have been gravely reprimanded in convocation, and a statute was passed that no such leave be granted in future; and that the mason, goldsmith, and

cxix. 5.—Capitulum [etc.] Olyvero de Staynefield cæmentario nostro, Salutem in auctore salutis.

Cum ob reverentiam et ad rogatum nobilissimorum Domini H. comitis Lincoln et Dominæ A. matris ejusdem, tibi in officii tui debito gratias, non absque ecclesiæ nostræ operisque ejusdem ad officium tuum spectantis gravi dispendio, fecerimus hactenus speciales; ob quarum concessiones gratiarum præsentes a tunc absentibus propter dampna ecclesiæ nostræ ejusque operis, quæ ex concessis (cxix. b.) gratiis incurrebant sint notabiliter reprehensi; cumque illis gratiis et similibus dantibus causam edicto in convocatione nuper facto sit ordinatum, statutum, salubriter et provisum, quod gratiæ quæ in dampnum ecclesiæ nostræ redundare poterint amodo nulli fient, et

* It seems probable that this is an official title rather than a surname.

quod cæmentarius, aurifaber et alii in dicta ecclesia officiati, qui bona ecclesiæ receperint pro suis officiis faciendis sint monendi, citandi, et efficaciter et peremptorie inducendi quod infra mensem a tempore monitionis eisdem factæ sint in dicta ecclesia officia sua modo debito plenaliter completuri, facturique et recepturi quod juris fuit et rationis, sub pœna sequestrationis et amissionis portionum, quas occasione officiorum suorum faciendorum in dicta ecclesia hactenus perceperunt.

other officials should be summoned to reside.

Hujus igitur auctoritate decreti te tenore præsentium monemus citamus peremptorie et inducimus, quod citra secundum diem juridicum post mediam quadragesimam proximo futurum sis coram nobis vel commissario nostro personaliter nobiscum de officii tui ministerio tractaturus, facturus et recepturus, quod de eo contigerit ordinari.

We summon you to come back by the second court day after Mid Lent.

Sciturus quod sive veneris, sive non, indempnitati ecclesiæ nostræ operisque ejusdem ad officium tuum spectantis consulere intendimus, ut tenemur.

De dicto vero tempore, primos septem dies pro prima monitione, secundos septem dies pro secunda, et tertios septem pro tertia monitione et peremptoria tibi computare volumus et haberi.

Datis Beverlaci iij Kalendas Martii anno Domini m°ccc° quarto.

Citatio directa Aurifabro.

1305.

cxix. b. 2.—Capitulum [etc.] Henrico Maynel, Aurifabro nostro, Salutem in auctore salutis.

27 Feb. Chapter to Henry Maynel, Goldsmith of Minster

Cum propter varios graves et detestabiles defectus compertos in ecclesia nostra et expositos canonicis congregatis in convocatione nuper facta, videlicet die Veneris proxima post festum Purificationis Beatæ Virginis præteritum, sit salubriter per eosdem statutum et concorditer diffinitum quod Aurifaber, Cementarius et alii in dicta ecclesia officiati, qui bona ecclesiæ percipiunt pro suis officiis faciendis, ad quorum officiorum curam dinoscitur pertinere dictos defectus emendare, et in suis officiis facere plenius quod incumbit, sint monendi, citandi et efficaciter et peremptorie inducendi quod, infra mensem a tempore monitionis eisdem factæ, sint in dicta ecclesia officia sua modo debito plenius completuri, facturi et etiam recepturi, de dictis defectibus officium eorum tangentibus quod juris

Whereas because of various grave and detestable defaults discovered in the Minster the Canons lately passed a statute that the Goldsmith, Mason, and other officials should be summoned to reside:

fuerit et rationis, sub pœna sequestrationis et amissionis portionum, quas occasione officiorum suorum faciendorum in dicta ecclesia hactenus perceperint.

We summon you to return to the, &c., as Mason.

Cujus auctoritate decreti te officium Aurifabri occupantem et de hiis quæ ad tuum pertinet officium parum ut videtur curantem, tenore præsentium monemus, ac citamus peremptorie quod citra secundum diem juridicum post mediam quadragesimam proximo futurum sis personaliter coram nobis vel commissario nostro, cum defectuum ad officium tuum spectantium qualitas diutius sub dissimulatione non poterit tollerari; officium quod tibi incumbit plenius completurus; facturusque et accepturus super defectibus compertis te ratione tui officii tangentibus, quod juris fuerit et rationis.

Sciturusque sive veneris, sive non, dicto die ecclesiæ nostræ consulere intendimus, ut debemus, quod officii tui administrationi amodo more solito non tardabilitur seu peribit.

De dicto vero tempore [etc. as in mandate to the Mason].

Citatio directa Disculario.

$130\frac{4}{5}$. 2 March. Chapter to Walter, Minster manciple.

cxix. b. 3.—Capitulum [etc.] Waltero Disculario nostro, Salutem in auctore salutis.

Querelam procuratoris canonicorum nostrorum, vicariorum, Præcentoris, Cancellarii, Sacristæ, septem clericorum, qui dicuntur Berefellarii, Cocorum, Pincernæ personaliter conquerentium, ac aliorum ministrorum, recepimus continentem,

We have had complaints from the Proctor of the Canons, and the Vicars, Precentor, Chancellor, Sacrist, Berfellars, Cooks, Butler, and other ministers that you have withheld the dishes which you are bound to supply in the Bedern, thus committing perjury, and though warned continue in contempt.

Quod cum in officio tuo salutis tuæ immemor condimenta quæ cum ferculis ministratis et ministrandis in Bederna quæ per te ex officii tui debito ministrari deberent, pro tuo subtrahis, ac dum subtraxeris libito voluntatis libertatem Sancti Johannis violare et in perjurium incidere minime formidando; quæ omnia tam in Beverlaco quam in Bederna Sancti Johannis Beverlacensis et in locis vicinis pupplica esse dicuntur manifesta et notoria, licet ad tuam præsumptionem reprimendam monitus sis in loco tui officii vice et auctoritate nostra, quod de præmissis ex subtractis satisfaceres, et ex tunc juxta officii tui debitum suis temporibus præmissa solveres plenarie, ut teneris: tu monitiones tibi factas subaudiens, easque contumaciter contempnens errorem tuum continuare, et in malitia tua ac rebellione perseverare non vereris:

Et quamvis monitiones præmissæ possent sufficere et deberent, ex habunditanti tamen et ad tuam malitiam convincendam, te monemus quod citra secundam diem dominicam instantis quadragesimæ satisfacias eis, quorum intererat, de subtractis, et a tempore notificationis præsentium satisfacias, ac vasa quæ ad tuum pertinent officium ministres plenarie in futurum.

Of our abundan grace we give you another chance, and summon you to return to your duty before the 2nd Sunday in Lent.

Alioquin te citamus tenore præsentium, quod sis coram nobis vel Commissario primo die juridico post media[m] quadragesimam propositurus et probaturus, si habeas pro te canonicum, quare ad præmissa compelli non debeas per cohertionem et censuram ecclesiæ nostræ consuetam.

Otherwise we cite you to appear on the first court day after Mid Lent show cause why you should not be subjected to canonical coercion and censure.

Sciturus quod, sive veneris sive non, ne ministri ecclesiæ nostræ prædicti, et alii quorum interest, alimentis suis et debitis obsequiis diutius defraudentur, indempnitati ecclesiæ nostræ ejusque ministrorum consulere non omittemus, quantum cum Deo possumus; ut tenemur.

De dicto vero tempore primos quinque dies pro prima monitione, et alios quinque dies pro secunda, et tertios quinque pro tertia monitione et peremptoria tibi computare volumus et haberi.

Datis Beverlaci vj Nonas Martii anno Domini m°ccc°. quarto.

Monitio directa Gilberto Humbercolt.

cxx. 2.—Capitulum [etc.] Discreto viro Domino Rogero perpetuo vicario altaris Beati Martini et capellæ Beatæ Mariæ eidem altari annexæ, Salutem in auctore salutis.

1304.
4 March.
Chapter to Rog Vicar of Altar St. Martin's an of the chapel of S. Mary's annexed.

Quum ad aures nostras de novo pervenerit quod quidam Gilbertus dictus Humbercolt, magister operis capellæ prædictæ, sententiam excommunicationis quater in anno in ecclesia nostra salubriter promulgatam in omnes libertates consuetudines et jura ejusdem infringentes non formidans, officium Sacristæ ecclesiæ nostræ sibi usurpat in dicta capella, et diutius ausu sacrilego usurpavit, de cera et cereis et aliis provenientibus ad dictam capellam, quæ ad ipsum sacristam dinoscuntur ratione sui officii seu sacristiæ totaliter pertinere, disponendo et faciendo pro suæ libito voluntatis, in derogationem status ecclesiæ nostræ et Sacristæ nostri dispendium et gravamen;

We have lately heard that Gilbert called Humbercolt, Master of the Works of the sa Chapel, has incurred excom munication by usurping the office of Sacrist of the Minster i the said Chapel taking the wax and wax tapers and other thing coming to the said chapel, though they ar well known to belong to the office of Sacrist. Bid him stop it within 3 days

Vobis mandamus firmiter injungentes, quatinus, visis præsentibus, dictum Gilbertum moneatis et efficaciter inducatis,

and further summon him to appear within 9 days and account for all he has received for the same.

quod infra tres dies a die monitionis sibi factæ, quorum primus dies pro prima monitione, secundus dies pro secunda, tertius dies pro tertia monitione et peremptoria sibi cedant, ab hujusmodi presumptione totaliter desistat; et, talia et similia in præjudicium nostrum et Sacristæ nostri decetero non attemptat, sicut canonicam voluerit effugere ultionem.

Insuper eundem Gilbertum moneatis et efficaciter inducatis quod infra novem dies proximo computandos, quorum primos tres dies pro prima monitione, secundos tres pro secunda, et tertios tres pro tertia monitione et peremptoria sibi computari volumus et haberi, de cera et cereis et aliis obventionibus ad Sacristam nostrum prædictum spectantibus, quæ hactenus ad manus ipsius Gilberti in capella prædicta aliqualiter devenerint, et etiam de hiis quæ ipsius existant manibus de toto tempore dicti Sacristæ præterito satisfaciat competenter.

Otherwise we excommunicate him by these presents.

Alioquin ipsum, quem ex nunc, si vestris monitionibus non paruerit, excommunicamus in hiis scriptis, singulis diebus dominicis et festivis post lapsum dictorum novem dierum, intra missarum solempnia, quando populi aderit multitudo, sic excommunicatum vice nostra publice et solemniter nuntietis.

Qualiter autem præsens mandatum fueritis executi citra diem annuntiationis Dominicæ nobis vel commissario nostro constare per vestras litteras patentes harum seriem continentes.

Datis Beverlaci iiij Nonas Martii anno Domini m^mo^.ccc°. quarto.

Litteræ ne clerici ecclesiæ nostræ non citentur coram alio judice quam coram Capitulo.

$130\frac{4}{5}$.
3 March. Chapter to Master Alan of Coatham, official of the Provostry.

cxx. 3.—Capitulum [etc.] Discreto viro Magistro Alano de Cotum, officiali Præposituræ ejusdem, Salutem in salutis auctore.

According to established and approved custom all who wear the habit in the Minster wherever they live may be summoned before no judge except us; but you have summoned

Cum secundum consuetudinem ecclesiæ nostræ optentam et hactenus approbatam, clerici nostri in ecclesia nostra habitum portantes, ubicunque infra villam Beverlaci commorentur, coram nullo judice præterquam coram nobis vel Commissario nostro vocari debeant vel etiam conveniri; quod in villa Beverlaci et in locis vicinis publicum est, notorium etiam et manifestum, ac vos dictæ consuetudinis non ignari, in

alienam messem falcem vestram immittentes, ut per auditorem nostrum et ex fama publica et notoria didicimus, Magistrum Thomam de Brumpton, Rectorem scolarum nostrarum, clericum chori nostri, ad instantiam Galfridi de Sampton, clerici, in quadam actione personali scolas nostras, jurisdictionem nostram et forum nostrum tangentem et etiam alias ex officio vestro jurisdictionem nostram in hiis et aliis temere usurpando, vocari fecistis in jus indebite coram vobis:

Thomas of Brompton, our schoolmaster and cler of our choir, at instance of Geoffrey of Sancton, clerk, In a personal action touching our school, jurisdiction, and court, and otherwise, have usurpe our jurisdiction and when asked by our auditor have not dismissed him from the suit. We warn you to dismiss him fro your examinatio within 6 days.

Quem licet super hoc per auditorem prædictum fueritis legitime requisitus a vestro examine dimittere non curastis jurisdictionem nostram auferre libertatemque nostram violare necnon Dominum vestrum in periculum perjurii præcipitare minime formidando: et licet ad temeritatem vestram reprimendam monitiones seu requisitiones per dictum auditorem vobis factæ deberent sufficere in hæc parte,

Vos tamen ex habundanti in favorem Domini vestri monemus præcise et peremptorie, quatinus dictum Magistrum Thomam clericum, omissis omnibus frustratoriis allegationibus, infra sex dies, quorum primos duos dies pro prima monitione, secundos duos pro secunda, et tertios duos dies pro tertia monitione et peremptoria vobis computari volumus et haberi, a vestro examine totaliter dimittatis, prout jurisdictio nostra notaria, consuetudoque ecclesiæ nostræ exigit et requirit; nec aliquid contra eundem Magistrum Thomam vel contra aliquem clericum de ecclesia nostra de cetero attemptetis, seu attemptari faciatis in derogationem status ecclesiæ nostræ juris et consuetudinis supradictæ. Quod si in pertinacia vestra decreveritis persistere sicut hactenus perstitistis monitionibus nostris vobis per præsentes et alias per auditorem nostrum legitime factis in contemptum nostræ ecclesiæ non parendo, vos in sententiam excommunicationis majoris ex nunc ut ex tunc quater in anno salubriter promulgatam [etc. as in cxx. 2. p. 57].

Citantes insuper vos quod compareatis coram nobis vel commissario nostro hac instanti die Veneris ostensuri, proposituri ac etiam probaturi præcise et peremptorie, si quid canonicum habeatis, quare vos in dictam sententiam incidisse declarare specialiter minime debeamus.

Cautum faciatis in premissis, ne pro facto vestro contra Dominum vestrum, quod ex eo quando cum ipso non facitis gradum suum debet de jure reputari tanquam contra impugnatorem libertatis jurisdictionis nostræ, tanquam violatorem

status ecclesiæ nostræ habeamus de jure materiam, licet inviti, ad graviora acrius procedendi.

De die vero porrectionis præsentium vobis factæ, et quicquid feceritis seu faciendum duxeritis in præmissis, nobis vel commissario nostro intra diem Sancti Gregorii constare faciatis per vestras patentes litteras harum seriem continentes.

Datis Beverlaci iij Nonas Martii anno Domini m°ccc° quarto.

Littera per auditorem Canonicorum missa pro quibusdam excessibus de Bederna reformandis.

1304.
12 March.
J. of Risingdon, Chapter's Assessor, to John of Nassington, Canon of Beverley.

cxx. b. 2.—Suo Domino Reverendo, Magistro Johanni de Nassington, canonico ecclesiæ Beati Johannis Beverlacensis, J. de Risindon auditor causarum capituli ejusdem, Salutem se ipsum cum devotis reverentia et honore.

As to the work of the Cooks in the Kitchen, nothing has been done since you were here, partly because of the Writ of Prohibition, partly because Master Alan (official of the Provost), though he did not order it, will not have it pulled down.

Vestræ Dominationi intimo Reverendæ quod de opere facto per cocos in coquina nostra, de quo satis audistis, nichil erat aliud actum quam fuit in præsentia vestra, tum propter prohibitionem capitulo per cocos porrectam, tum quia Magister Alanus dicti operis auctor erat et defensor, non quod illud fieri mandavit, sed quod illud prohibet et semper prohibuit demoliri.

The chamber is made a cave for the king's enemies; who, though convicted and sentenced to imprisonment by the king's judges, are allowed to have big dinners in Hall, and to smoke out the Vicars-choral with great fires.

Sed crescente dictorum cocorum et Alani malitia, illa camera facta erat inimicorum Domini Regis receptaculum et spelunca; Item idem Alanus, contra voluntatem Capituli ministrorumque ejus, accumulans mala malis, locum occupavit jam in aula, dum licentiam præbuit vel saltem permisit inimicis Domini Regis indictatis coram ejusdem justiciariis, et per inquisitionem convictis carceralique custodiæ mancipari per Justitiarios præceptis, tenere magna et solempnia convivia in aula nostra prædicta et habere ignem copiosum, vicarios in mensa sedentes graviter fumigantes.

Further at the instance of Geoffrey of Sancton, clerk, he has cited before him in a personal action Master Thomas of Brompton, rector of our school, wearing our choir habit and in due course entered on the roll for duty in reading and singing, and,

Item idem Alanus, quod gravissime ferendum est, jurisdictionem nostram in perniciosum exemplum omnium cum quibus ecclesia habet seu habebit facere in futurum, pro travis seu aliis excessibus quæ contingent machinas usurpare. Magistrum Thomam de Brumpton, Rectorem scolarum nostrarum, clericum chori nostri habitum portantem, ad legendum et cantandum in tabula suo tempore honerandum, in quadam actione personali ad instantiam Galfridi de Sampton, clerici, contra consuetudinem ecclesiæ nostræ

vocari fecit indebite, coram ipso ; qui ipsum per me pluries requisitus a suo examine dimittere recusavit ; qui in dicta causa usque ad primam convocationem, habito tractatu cum Dominis meis nunc præsentibus, videlicet, Magistris Waltero de Glovernia et Willelmo de Lincoln, supersedebit, nec aliquid contra dictum clericum nostrum attemptabit, donec in dicta convocatione coram quo convenire debeat sit discussum.

though often required by me refuses to dism him, though he will supersede proceedings til next Convocat of Canons.

Ad hæc idem Alanus, ut verisimiliter creditur, mandatum et auctoritatem præbuit seneschallo Præpositi, qui fecit attachiari vicarium nostrum in cimiterio ecclesiæ nostræ, et alia enormia tangi suis temporibus reservata ;

Moreover he is believed to hav authorised the Provost's stew to arrest one o our vicars in t churchyard.

Et quum Domini mei nunc præsentes et ego insufficientes sumus ad providendum et ordinandum in præmissis contra libertates, consuetudines et juramentum Præpositi attemptatis de remedio opportuno, vestræ dominationi placeat reverendæ consilium vestrum et modum initiandi procedendi et consulendi ecclesiæ nostræ jurisdictionique suæ, in scriptis transmittatis mihi, vestro, si fieri poterit, per præsentium portatorem.

As I and my principals now here are not ab to determine what is to be done, please wr your advice.

Sperabant autem Domini mei nunc præsentes, et sperant, quod tractatu vestro et auxilio mediantibus in appellationibus, sede vacante, contra jurisdictionem nostram executionesque nostras interpositis, seu etiam interponendis, non rescriberetur per Capitulum Eboracense seu ejus officialem, sicut nec sede plena fieri consuevit ; Expectant insuper mandatum Capituli Eboracensis seu ejus officialis dirigendum Officialibus Decanis rectoribus vicariis et presbiteris parochialibus Archidiaconatus Estriding, quod sicut sede plena fieri consuevit, mandata nostra executoria eis directa, seu etiam dirigenda, obedienter et fideliter exequantur, scituri quod mandata nostra recipere tepescunt, et, si ea receperint, executioni debitæ ea negligunt demandare.

We also hope that no answer will be given b the Chapter of York to appeal against our jur diction in the vacancy of the see ; and that they will issue the usual writ the officials &c of the East Riding to obey our precepts, which they are very slack abo

Valeat vestra dominatio reverenda temporibus diuturnis. Datis Beverlaci iiij Idus Martii anno Domini m°ccc° quarto.

Responsio litteræ præcedenti.

cxxj. 2.—Quam sibi salutem.

John of Nassi ton to John of Risindon.

Condictum fuit et consensum in convocatione, sicut nostis, quod ea quæ tangunt ministros Præpositi, usque ad convocationem proximam dormitarent, ad quam sperabamus Magistrum Robertum de Pykering, cujus consilium erit necessarium in

It was as you know agreed a the last convo tion that the question of th

Provost's officers should be postponed to next convocation at which we hoped to have Robert of Pickering; and to which the Provost should be cited. But as Parliament will have much business I do not expect Pickering will come.

hoc facto modis omnibus habuisse, vel saltem prius cum eo plenius deliberasse super illis, quodque Præpositus ad dictam convocationem citari sententialiter, sicut tunc tactum fuerat debuisset, verum quia istud Parliamentum magnum habebit tractatum, non spero quod Magister Robertus convocationi nostræ die prælocuto poterit interesse; unde consulo quod priusquam litteræ vel convocationis vel citationis faciendæ de Præposito emanent, quod capitulum dicto Magistro Roberto et aliis fratribus qui sunt ibi, omnes articulos, et similiter diem convocationis scribat aperte et distincte, ipsorum et ipsius potissime requirens consilium in eisdem, et quod suum denuntiant responsum tam super die convocationis quam etiam super articulis et processu per Capitulum figurandis, ne in eventu quicquid contingat causari valeant ignorantiam, vel capitulo negligentiam imputare.

So I advise that, before the citations issue, the Chapter should send the articles and proposed date to Pickering and the other brethren there.

In York Chapter there are only two Canons now, through whom small matters are despatched, and I do not wish without Pickering to wake the sleeping dog. Do not be annoyed.

In capitulo Eboracensi non sunt canonici nisi duo per quos modica expediuntur negotia hiis diebus, nec volo, sine Magistro Roberto de Pykering, canem excitare importunius dormientem.

Ad hæc gravamina non sentitis. Valete in Domino semper bene.

Littera missa Domino Officiali Curiæ Eboracencis pro clero nostro a suo examine dimittendo.

Chapter to official of Court of York.

cxxj.—Venerandæ discretionis viro Domino Officiali curiæ Eboracensis, sede vacante, vel ejus Commissario Generali, Capitulum Beati Johannis Beverlacensis, Salutem, reverentiam et honorem.

According to established and approved custom clerks wearing the habit in our church living anywhere in the town of Beverley can be called before no ordinary, but us or our Commissary, and we have from time immemorial the cognizance of their cases in first instance.

Cum secundum consuetudinem ecclesiæ nostræ optentam et hactenus approbatam, clerici nostri in ecclesia nostra habitum portantes ubicunque infra villam Beverlaci commorentur coram nullo judice ordinario præterquam coram nobis vel commissario nostro vocari debeant, vel etiam conveniri, eorumque cognitiones primarias, a tempore cujus non existat memoria, notorie habeamus; sitque majoris excommunicationis sententia quater in anno in ecclesia salubriter promulgata in omnes libertates consuetudines et juria ecclesiæ nostræ qualitercunque infringentes, seu etiam eadem ausu temerario violantes:

You perhaps in ignorance have cited Thomas of

Ac vos hujusmodi libertates et consuetudines forsitan ignorantes, ut intelleximus, Magistrum Thomam de Brumpton

Rectorem scolarum nostrarum, clericum chori nostri ad instantiam Galfridi de Sampton, clerici, veritate vobis tacita nec expressa, vocari fecistis in jus, ut asserit, coram vobis, Discretionem vestram requirimus corditer et rogamus quatinus dictum Magistrum Thomam a vestro examine dimittentes eum remittere velitis ad nostrum, prout jurisdictio nostra notoria, consuetudoque ecclesiæ nostræ exigit et requirit, nil contra dictum Thomam attemptantes, si placet, in derogationem ecclesiæ nostræ et consuetudinis supradictæ, cum parati sumus dicto Galfrido et cuicunque alii de dicto Thoma et aliis clericis nostris conquerenti exhibere justitiæ complementum.

Brompton, our schoolmaster, and clerk of our choir, at the instance of Geoffrey of Sancton.

We require and ask you to dismiss him to us, since we are ready to do right to Geoffery, or any other complaining of the said Thomas or any other of our clerks.

Hæc taliter vos habeatis quæsumus in hac parte, ut Beatum Johannem Patronum nostrum intercessorem pro vobis valeatis apud Altissimum optinere. Valeat vestra discretio reverenda temporibus diuturnis.

*Littera de violatione libertatis in travis; et erat prima de anno Domini m°ccc° quinto.**

cxxj. b. 2.—Capitulum [etc.] Discreto viro Officiali Præposituræ ejusdem, Salutem in auctore salutis.

1305.

26 March. (First letter of the year.) Chapter to official of Provostry.

Recital of sentence of excommunication.

Cum in omnes libertatem Beati Johannis Beverlacensis jura etiam consuetudinesque ejusdem sive in travis sive aliis rebus quibuscunque ad ecclesiam nostram spectantibus ausu sacrilego infringentes perturbantes, vel etiam impedientes qualitercunque, sit sententia excommunicationis majoris quater in anno in ecclesia nostra canonice promulgata, ut erat publicum, notorium et etiam manifestum:

Ac nonnulli perditionis filii, quorum nomina ignoramus, travas Sancti Johannis prædicti ad præbendas Willelmi de Haxeby,† et Johannis de Nassington concanicorum† et confratrum† nostrorum† spectantes, de carucis Walteri ad Aulam de Southdalton, Johannis de Cave, Johannis filii Dyotæ, Johannis de Westiby, Johannis de Howun, et Thomæ filii Mabillæ de eadem, in campo de Etton provenientes de anno Domini m°ccc^mo quarto asportaverunt seu asportari fecerunt, vel asportationem hujusmodi ratam habuerunt, sine assensu et auctoritate concanicorum nostrorum

Some sons of perdition, names unknown, have carried away, or abetted the carrying away of the thraves of S. John belonging to the prebends of William of Haxby and John of Nassington from the ploughlands of Walter Hall and others, and so incurred the greater excommunication.

* The year of course then began on Lady Day.

† The words William de Haxeby are scratched through, and the plural altered into the singular.

prædictorum, et sic in sententiam excommunicationis majoris prædictam dampnabiliter inciderunt, in eadem sententia sordescere minime formidantes animo fortius indurato.

Proclaim them so in Northburton. S. Dalton, Middleton, Scorburgh, and Leconfield.

Quocirca vobis mandamus quatinus dictos Satanæ satellites, eorumque auctores et fautores in ecclesiis parochialibus de Northburton, South Dalton et Mydylton, Scourburgh et Lekinfeld, in dictam excommunicationis sententiam majoris occasione prædicta incidisse, publice et solempniter diebus dominicis et festivis intra missarum solempnia ingruere nuntietis, seu faciatis per alios nuntiari; et si quos inveneritis reclamantes, citetis eosdem peremptorie quod compareant coram nobis vel commissario nostro die Mercurii proxima ante diem Dominicam in Ramis Palmarum, ostensuri et proposituri, si quas habeant rationes, quare ipsos sic excommunicatos nobis esse declarare specialiter minime debeamus.

Qualiter autem præsens mandatum fueritis executi nobis citra dictum diem constare faciatis per vestras litteras patentes harum seriem continentes.

Datis Beverlaci vij Kalendas Aprilis anno Domini m°ccc^mo quinto.

1305.

Littera de violatione libertatis in travis.

27 March. Chapter to Dean of Harthill.

cxxij.—Capitulum [etc.] discreto viro Decano de Herthill, Salutem in auctore salutis.

John of Ardern, Rector of Etton, has seized in Etton Field thraves of S. John belonging to Canons Haxby and John of Nassington.

Quia fidedignorum assertione necnon notorie nuper intelleximus quod Johannes de Ardern Rector ecclesiæ de Etton, suæ salutis eternæ immemor, travas [etc. as in last] vel ipsam apportationem nomine suo factam ratam habuit, ipsas travas ad usus proprios convertendo in nostræ libertatis præjudicium, et dictorum Canonicorum dampnum non modicum et gravamen: Propter quod idem Johannes, Rector ut prædicitur, in sententiam excommunicationis majoris quater in anno in ecclesia nostra contra omnes malefactores hujusmodi provide latam dampnabiliter incidebat, et adhuc in eadem sententia pertinaci animo perseverat.

Therefore excommunicate.

Summon him for Wednesday before Palm Sunday to show cause why he should not be proclaimed so.

Quocirca vobis mandamus quatinus dictum Dominum Johannem, Rectorem, citatis peremptorie quod compareat coram nobis, vel vices nostras gerente, in capitulo nostro Beverlacensi die Mercurii proxima ante diem Dominicam in Ramis Palmarum, rationes, si quas habeat, quare ipsum in dictam sententiam excommunicationis occasione præmissa incidisse

et excommunicatum esse et declarare et pronuntiare, vel ulterius exequi contra eundem minime debeamus, propositurus et etiam ostensurus ;

Et ad probationem præsentis mandati nostri totaliter adimpleti remittatis nobis seu commissario nostro ad diem præsentes sigillo vestro pendente signatas.

Datas Beverlaci vj Kalendas Aprilis anno Domini m°ccc^mo quinto.

Littera acquietanciæ de compoto testamenti reddito.

cxxij. 2.—Memorandum quod cum nos, Auditor causarum Capituli Beati Johannis Beverlacensis, Thomam dictum Prestfrende et Robertum de Holdernesse de Garton, executores testamenti Thomæ nepotis Domini Adæ, capellani de Garton, ad reddendum finalem compotum super administratione sua in bonis prædicti Thomæ facta fecerimus coram nobis ad certos diem et locum judicialiter evocari, comparuerunt executores prædicti sufficienter et legitime secundum formam citationis prædictæ, quorum compoto audito ac imputatis imputandis, invenimus dictos executores voluntatem dicti defuncti fideliter implevisse :

1305. 5 April. Assessor of Chapter. Memorandum that Thomas called Priestfriend and Robert of Holderness, of Garton, executors of Thomas, nephew of Adam, chaplain of Garton, appeared and passed their accounts.

Propter quod ipsos executores ab omni honere administrandi quoad officium nostrum attinet, absolvimus per præsentes quas sigillo Capituli Beati Johannis prædicti fecimus muniri.

Datas Beverlaci Nonas Aprilis anno Domini m°.ccc^mo. quinto.

De præsentatione et collatione vicariæ factis Willelmo de Normanton.

xxvij. 3.—Septimo Idus Aprilis A.D. m°ccc^mo quinto.

1305. 7 April. Presentation and collation of William of Normanton, Deacon, to the Vicar-choralship of the prebend of Henry of Carlton.

Magistris Waltero de Glovernia et Henrico de Carlton Canonicis et Domino Johanne de Risindon, tunc auditore causarum Capituli prædicti, tunc ipsum Capitulum repræsentantibus ;

Dictus Magister Henricus ad vicariam in ecclesia Beati Johannis prædicti ad suam præsentationem spectantem, Willelmum de Normanton, diaconum, præsentavit ; de cujus moribus, ordinibus, scientia et ætate, tum per laudabile testimonium dicti Magistri Henrici, et per examinationem et in lectura et in cantu sufficienter factam cum dictis canon-

icis et auditori ad plenum constiterat, ipsum ad vicariam prædictam admiserunt: decernentes eum fore installandum, et in corporalem possessionem inducendum in Bederna per Dominum Hugonem de Otringham tunc succentorem.

Qui quidem Willelmus tactis sacrosanctis evangeliis juravit in forma quæ sequitur.

Sacramentum Vicarii.

Oath of Vicar-Choral. To be faithful and obedient to the Chapter, to keep their secrets, to observe the statutes of the church and Bedern, and bear the burdens of the office.

Ego W. fidelis ero et obediens Capitulo Beati Johannis Beverlacensis, ejusque ministris in canonicis et licitis mandatis, et secreta Capituli mihi communicata secreta tenebo, et ea nulli pandam in dicti Capituli dispendium præjudicium vel gravamen: constitutiones et statuta hujus ecclesiæ et Bedernæ pro meis viribus observabo, et defendam; honera vicariæ meæ incumbentia fideliter sustentabo et etiam supportabo; sic Deus me adjuvet etc.

License to do duty by deputy till Trinity Sunday next.

Et quia dictus Willelmus citra festum Sanctæ Trinitatis proximo sequens ex certis causis commode non poterit residere, nec etiam honera vicariæ suæ supportare, de assensu ipsius extitit ordinatum, quod Dominus Thomas de Wyverthorp usque festum Sanctæ Trinitatis prædictum honera vicariæ suæ supportet in ecclesia et Bederna, et corredium cum arreragiis et aliis emolumentis quibuscunque percipiat.

Monitio ad satisfaciendum de pecunia in qua quis extitit condempnatus.

1305. 12 April. Chapter to Official of Provostry.

cxxij. 3.—Capitulum Beati Johannis Beverlacensis Discreto viro Domino officiali præposituræ ejusdem, Salutem in auctore salutis.

Warn and compel Richard of Burton, clerk, within 6 days to pay Canon Walter of Gloucester £4 9s. 2d. sterling judgment debt.

Moneatis et efficaciter inducatis Ricardum de Burton, clericum, quod Magistro Waltero de Glouvernia concanico et confratri nostro in vj dies a tempore receptionis proximo computandos, quorum primi duo dies pro prima monitione, secundi duo dies pro secunda, et tertii duo dies pro tertia monitione et peremptoria sibi cedant, de iiij^{or} li. ix^{s}. ij^{d}. sterling., in quibus eidem per nos extitit legitime condempnatus, satisfaciat competenter, sub pœna excommunicationis majoris, quam nunc in personam suam proferimus in hiis scriptis, si

ex tunc dicto Magistro Waltero de dicta pecunia non fuerit satisfactum.

Et si dicto tempore effluxo dicto Magistro Waltero de dicta pecunia non satisfecerit, eundem Ricardum in prædictam excommunicationis sententiam incidisse publice et solempniter nuntietis, seu per alios faciatis nuntiari. If he does not pay up, proclaim him excommunicate.

Et ad probationem mandati nostri totaliter adimpleti remittatis nobis præsentes sigillo nostro pendente signatas cum a dicto Magistro Waltero com[m]ode fueritis requisiti.

Datas Beverlaci pridie Idus Aprilis [etc.].

ix. b. 2, and xxvij. b. .—Nonis Maii A.D. m°ccc° quinto de convocatione celebranda die Mercurii proxima ante diem Pentecostes per Magistros Robertum de Pykering et Willelmum de Haxeby extitit ordinatum, viz. quod Dominus Præpositus ad diem Jovis sequentem formaliter citaretur, quod compareat etc., prout in littera citationis plenius continetur. 1305. 7 May. Order to cite the Provost to appear at Convocation of Canons, on 2 June.

Articulus.

Quia in convocatione nuper celebrata extitit ordinatum, quod, quando convocatio fuerit celebranda, littera citationis emanet per tres septimanas ante diem convocationis celebrandum, ad quem diem post tres septimanas nunc instantes apud Beverlacum com[m]odius accedere poteritis, si placet, similiter rescribatis.

Littera citationis emanavit vj Idus Maii.

cxxij. b. 2.—[Same as cxvj. b. 3 ante, mutatis mutandis, down to tractaturus; then] quod si dictis die et loco una nobiscum canonice præpediti non possitis personaliter interesse, aliquem de Capitulo nostro, quem duxeritis eligendum, qui velit personaliter interesse, vestrum constituatis procuratorem, Dantes eidem plenam potestatem nomine vestro nobiscum tractandi et consentiendi omnibus et singulis super quibus tunc fuerimus tractaturi. Valeat vestra fraternitas Reverenda in filio Virginis gloriosæ. 1305. 10 May.

Datis Beverlaci vj Idus Maii [etc.].

Chapter to Walter of Gloucester.

cxxij. b. 3.—[Citation in same terms as last.]

Littera ad citandum Præpositum.

1305. 14 May. Chapter to John of Rolleston and Robert of Grimsby, Vicars.

cxxij. b. 4.—Capitulum [etc.] Discretis viris Dominis Johanni de Roldeston et Roberto de Grymmesby, perpetuis vicariis in ecclesia nostra Beverlacensi, Salutem in salutis auctore.

Quum propter quædam quæ de novo dicuntur in Bederna nostra Beverlacensi in derogationem status ecclesiæ nostræ per ministros nostros et Præpositi inactitata seu etiam attemptata, poterit inter nos et Magistrum Robertum de Alburwyk nunc Præpositum Beverlacensem (cxxiij) nisi celerius amicabili concordia reformentur, gravioris quæstionis materia forsitan suscitari, ac in personis et rebus nonnulla gravamina et dispendia verisimiliter pervenire;

Cite Robert of Aldwerwick, Provost, in presence of Master Alan of Cotham his proctor, to appear in Chapter on Thursday before Pentecost next.

Nos vero pacem et tranquillitatem nostram atque suam corditer affectantes, volentes litigiorum amfractus pro nostris viribus amputare, ut hinc inde parcatur laboribus et expensis, vobis mandamus quatinus citatis peremptorie dictum Dominum Præpositum in Bederna prædicta, præsente Magistro Alano de Cotum procuratore suo, quod compareat coram nobis et intersit personaliter in Capitulo nostro die Jovis proxima ante instans festum Pentecostes ad providendum et tractandum una nobiscum super hujusmodi attemptatis et erratis, et ad hujusmodi attemptata et errata amicabiliter reformanda, et ulterius faciendum et ordinandum super hiis et aliis, quæ nobis ecclesiæque nostræ et sibi videbitur expedire.

Injoin Alan to notify his principal.

Injungatisque dicto Magistro Alano quod Domino suo istam citationem notificet tempestive ita quod propter brevitatem temporis seu locorum distantiam non valeat ad dictum diem probabiliter excusari.

Nos autem de die citationis hujusmodi sibi factæ et super omnibus quæ feceritis in præmissis infra quinque dies a datis præsentium reddatis per vestras patentes litteras quæ harum tenorem contineant certiores. Valete.

Datis Beverlaci ij Idus Maii [etc.].

[14 May. Certificate of the two Vicars that they have duly summoned the Provost in presence of his procurator.]

Littera directa Capitulo Eboracensi pro litteris dimissoriis vacante sede, non porrigebatur, quia subdiaconus in vicarium admitti non debet, etc.

cxxiij. 3.—Venerabilibus viris Dominis W. Decano et Capitulo Beati Petri Eboracensis, sede ejusdem vacante, Capitulum Johannis Beverlacensis, Salutem reverentiam et honorem. 1305. 23 May. Chapter to Chapter of York for Letters Dimissory *sed vacante.*

Cum secundum canonica instituta Rectores, vicarii et alii curam animarum habentes infra annum a sibi commiss regiminis tempore numerandum, ad sacerdotium promoveri, Robertum de Grymmesby vicarium in ecclesia nostra vestræ dominationi mittimus reverendæ, cui si placet ne in lapsum temporis et amissionem beneficii absque culpa sua incidat, ut vacante sede Eboracensi a quovis Episcopo catholico gratiam sedis Apostolicæ obtinente ad ordines diaconatus et presbiteratus valeat promoveri litteras dimissorias concedere velitis intuitu caritatis.

Ad regimen ecclesiæ suæ sanctæ conservet vos filius virginis gloriosæ. Datis Beverlaci x Kalendas Junii [etc.].

Littera ne tenentes nostri trahantur coram alio judice.

cxxiij. 4.—Capitulum Beati Johannis Beverlacensis discreto viro Domini Archidiaconi Estreding officiali vel Decano de Dikring, Salutem in amplexibus Salvatoris. 1305. 17 May. Chapter to official of Archdeacon of East Riding, or Dean of Dickering.

Cum secundum consuetudinem ecclesiæ nostræ optentam et hactenus approbatam super nostro feodo residentes coram nullo judice ordinario præterquam coram nobis citari debeant vel etiam conveniri: Sitque majoris excommunicationis sententia quater in anno in ecclesia nostra salubriter promulgata in omnes libertates consuetudines et jura ecclesiæ nostræ qualitercunque infringentes, seu etiam eadem ausu temerario violantes; ac vos hujusmodi libertatum et consuetudinum non ignari, ut intelleximus, Henricum Crake cubantem et levantem super feodo nostro in Foston super excessu commisso cum Alicia de Hoton in Foston, cujus correctio quantum ad personam viri facta est canonice coram nobis, ad Capitulum vestrum in Decanatu de Dykering proximo celebrandum citari fecistis indebite coram vobis.

Our tenants ought not to be cited before any Ordinary but us.

You have cited Henry Crake, conchant and levant in our fee at Foston, for an excess with Alice of Hoton, the correction of which as regards the man lies with us.

Discretionem vestram requirimus corditer et rogamus qua-

tinus dictum H. in pace velitis dimittere prout jurisdictio nostra notoria consuetudoque ecclesiæ nostræ exigit et requirit, nichil contra dictum H. attemptantes in derogationem status ecclesiæ nostræ et consuetudinis supradictæ; sed qualiter vos habeatis quæsumus in hac parte ut Beatum Johannem patronum nostrum intercessorem pro vobis valeatis apud Altissimum obtinere et ut nos teneamus ad consimilia et majora.

Valeatis in filio virginis gloriosæ. Datis Beverlaci xvj Kalendas Junii [etc.].

Littera executoria sententiæ excommunicationis lata.

1305. 28 May. Official of Court of York to Chapter. Denounce excommunication against Mabel, wife of Peter of Frothingham, for refusing restitution of conjugal rights, and all who abet her.

cxxiij. 5.—Officialis Curiæ Eboracensis, vacante sede ejusdem, Venerabili Capitulo Beverlacensi, Salutem in auctore salutis.

Quum Mabillam uxorem Petri de Frothingham pro eo quod legitime et pluries eidem Petro ut marito suo adhærere monita, hoc facere recusavit, excommunicavimus justitia exigente, vobis Mandamus quatinus ipsam Mabillam et omnes alios cum eadem præterquam in casibus a jure communicantes, sic excommunicatos pulsatis campanis candelis accensis, singulis diebus dominicis et festivis intra missarum solempnia per totam jurisdictionem nostram publice et solempniter nuntietis et faciatis per alios nuntiari, ac a Christi fidelibus arctius evitari, ab hujusmodi nuntiatione non cessantes donec aliud a nobis super hoc receperitis in mandatis; et qualiter præsens mandatum fueritis executi, nobis vel commissario nostro constare faciatis per vestras patentes litteras harum seriem continentes, cum ex parte dicti Petri fueritis requisiti.

Datis Eboraci x Kalendas Junii anno gratiæ m°.ccc^mo quinto.

Inhibitio in causa appellationis.

1305. 24 May. Official of Court of York *sede vacante* to Chapter. Amand of Routh, rector of Barmston, has presented a petition asserting that you have condemned him to pay

cxxiij. b. 2.—Officialis Curiæ Eboracensis, vacante sede ejusdem, Venerabili Capitulo Beverlacensi, Salutem in salutis auctore.

Sua nobis Dominus Amandus de Ruda, Rector Ecclesiæ de Berneston petitione monstravit, quod vos ipsum non condempnatum, non convictum, non citatum, non confessum, ut vobis satisfaceret citra instans festum Ascensionis Dominicæ

de quinquies viginti quaternis et sexdecim bussellis avenæ, de duobus annis quibus Dominus Johannes Bacun [qui] Rector ecclesiæ fuerat prædictæ, nomine dicti Johannis et pro ipso, in quibus idem Dominus Amandus seu ecclesia sua prædicta nullatenus obligatur; necnon de anno præterito de quinquaginta quarteriis et octo bussellis avenæ suo nomine, de quibus procurator ejusdem Domini Amandi vobis solvit viginti novem quarteria, paratus nomine Domini sui prædicti et ad hoc se offerens cum effectu totum residuum vobis solvere, dummodo sibi vel Domino suo constare poterit aliqua via competenti dictum Dominum suum in hiis vobis fuisse vel esse aliqualiter obligatum, moneri fecistis injuste sub pœna excommunicationis majoris extunc latæ in personam ejusdem Domini Amandi, si monitis vestris infra dictum tempus non pervenerit in præmissis; sicque ipsum Dominum Amandum sentiens eundem Dominum suum ecclesiamque suam prædictam per vos indebite prægravari curiam Eboracensem nomine dicti Domini sui legitime, ut asserit, appellavit.

100 qrs. and 16 bushels of oa due for two yea of rectorship of John Bacun, formerly rector and also 50 qrs. and 8 bushels fo last year; of which last his proxy has paid y 29 qrs. and is pr pared to give security for the rest.

Quocirca vobis auctoritate dictæ Curiæ firmiter nichilominus, et per vos omnibus aliis, quibus jus inhiberi exigit et permittit, inhiberi volumus et mandamus, ne, pendente in dicta curia hujus appellationis causa, quicquam in partis appellantis præjudicium attemptetis, seu faciatis per alios, quomodolibet attemptare, quominus appellationem suam, ut est justum, libere prosequatur.

Proceed no further pendin appeal, and appear to answ it Tuesday afte Trinity.

Citamus vos insuper peremptorie quod compareatis coram nobis vel commissario nostro in majori ecclesia Eboracensi die Martis proxima post festum Sanctæ Trinitatis in prædicta appellationis causa, processum facturus et ulterius recepturus quod justitia suadebit.

De die vero porrectionis præsentium vobis factæ et quicquid feceritis seu faciendum duxeritis in præmissis, nobis vel commissario nostro ad eundem diem constare faciatis per vestras patentes litteras harum seriem continentes.

Datis Eboraci ix Kalendas Junii [etc.].

Dated York, 24 May.

Quod quidem mandatum porrectum fuit nobis vij Kalendas Junii;

Received Bever 26 May.

Ad quod duximus ob reverentiam dictæ Curiæ deferendum.

6 June agreed obey it.

Datis Beverlaci Idibus Junii anno Domini supradicto.

Littera missa Domino Johanni de Sandale Domini Regis in Scotia camerario.

1305. 20 May. Chapter to John of Sandal, Treasurer of Scotland.

cxxiij. b. 3.—Venerandæ discretionis viro Domino Johanni de Sandale, Domini Edwardi Dei gratia Regis Angliæ illustrissimi in Scotia camerario, Capitulum Beati Johannis Beverlacensis, Salutem, reverentiam et honorem.

The King granted us for alms at Beverley £40 a year payable at Berwick.

Cum Dominus noster Rex antedictus dudum ad elemosinam apud Beverlacum faciendam nobis concesserit xl libras apud Berewyk annuatim numerandas, ac ministris suis pluries dederit in mandatis, quod de dicta pecunia nobis per nuntios nostros sumptuose* petita et etiam requisita satisfieret indilate, ac demum facto compoto quantum nobis deberet de tempore jam transacto nobis scripserit per suas litteras nobis per latorem præsentium porrigendas, quod fieri debeat in hoc casu, Vestram discretionam requirimus corditer et rogamus, tam ex parte dicti Domini Regis illustrissimi, quam nostra, quatinus latorem præsentium, quem nuntium nostrum ad dictam pecuniam recipiendam et attornatum assignamus specialem, cui etiam plenam potestatem acquientanciam faciendi dedimus de recepto, Velitis gratiose et feliciter expedire. Bene et diu valeatis in filio virginis gloriosæ.

Datis Beverlaci iij Kalendas Junii [etc.]

Procuratorium de recipiendo pecuniam.

Same day. Power of attorney to Gilbert of Grimsby, Precentor, to receive the money, £108.

cxxiij. b. 4.—Universis pateat per præsentes quod nos Capitulum [etc.] ad recipiendum a venerabili viro Domino J. de Sandale, Domini Edwardi, Dei gratia Regis Angliæ illustrissimi in Scotia camerario, ducentas et octo libras, prout in mandato regis eidem directo plenius continetur, nobis a dicto Domino Rege illustri debitas de tempore jam transacto usque ad quandam elemosinam apud Beverlacum per nos annis singulis faciendam, Dominum Gilbertum de Grymesby, præcentorem nostrum, ac capellanum Domini Regis illustris, attornatum nostrum constituimus et nuntium specialem, Dantes eidem plenam potestatem de summa pecuniæ quam a dicto Domino receperit litteras acquietanciæ faciendi, Ratum habituri et firmum quicquid idem Dominus Gilbertus nostro nomine fecerit in præmissis. In cujus rei, etc.

* Probably a mistake for sumptu suo.

Datis Beverlaci iij Kalendas Junii anno Domini m°ccc^mo quinto.

Consignata fuit ista littera per Magistros W.* et H.* canonicos.

Littera obligatoria Capitulo.

1305. 30 May. Gilbert of Grimsby, Precentor, to Chapter. Bond to repay loan of £6 to Chapter or their Chamberlain within 2 months; on security of his corrody in the Bedern.

cxxiiij. 1.—Pateat universis quod ego Gilbertus de Grymesby, Præcentor ecclesiæ Beati Johannis Beverlacensis, teneor venerabilibus viris Capitulo Beati Johannis Beverlacensis in sex libris bonorum et legalium sterlingorum, quas recepi ex causa mutui ab eisdem, solvendorum eisdem vel suo Camerario in ecclesia Sancti Johannis prædicta infra duos menses a die quo super hiis per eosdem fuero præmunitus, ad quam quidem solutionem modo prædicto fideliter faciendam, obligo me et omnia bona mea, et specialiter corredium meum in Bederna ita, quod possint me ad solutionem dictæ pecuniæ per sequestrationem et detentionem ipsius corredii, vel per aliam viam, quam elegerint, compellere pro suæ beneplacito voluntatis, strepitu judiciali penitus prætermisso. In cujus rei, etc.

Datis iij Kalendas Junii anno Domini m°ccc quinto.

Acta in Convocatione

1305. 2 June. Convocation.

ix. b. 3.—Die supradicto celebrata præsentibus Magistris Roberto de Pykering, Waltero de Glovernia, Willelmo de Lincoln, Willelmo de Haxeby, Henrico de Carlton, Domino Willelmo de Sothill pro se et Magistro Johanne de Nassington.

Oliver of Stainefield, the mason, so long as he is non resident to pay a mark a year to Fabric fund.

In primis, consensum fuit ex gratia speciali quod Oliverus de Stainefeld, Cæmentarius noster, quamdiu residens non fuerit, non faciendo quod officio suo incumbit, solvat magistro operis ad fabricam ecclesiæ nostræ annis singulis unam marcam.

William of Anlaby, clerk, license for two years' residence at University, leaving a proxy to perform his duties.

Item, licentia graciosa concessa fuit Willelmo de Anlanby, clerico; quod per biennium continuum valeat insistere congruo studio literarum a datis præsentium, et secum super nonresidentia, quatinus ad capitulum attinet, per id tempus extitit dispensatum: Proviso tamen quod ecclesia nostra, in hiis quæ ad portionem suam spectant in eadem, debitis obsequiis non fraudetur; et procuratorem post se dimittat

* *i.e.* Walter of Gloucester, and Henry of Carlton.

idoneum, qui Capitulo vel ejus commissario in singulis respondeat debite loco sui.

Alan, proxy for the Provost, Robert of Abberwick, excuses his non-appearance in answer to the citation. The excuse is admitted.

Die Jovis sequente cum constiterit Capitulo, quod Magister Robertus de Alburwyk Præpositus Beverlacensis vocatus formaliter extitisset, per certificatorium ipsius citationis coram ipsis recitatæ, comparuit Magister Alanus, procurator ipsius Præpositi in Bederna, et excusationem probabilem et honestam, quare Dominus suus dicto die in Capitulo secundum formam citationis sibi factæ personaliter interesse non poterit, prætendebat; quam excusationem supradicti Canonici habentes considerationem ad statum et honorem ipsius Præpositi gratiose et favorabiliter admiserunt.

Questions against him, the steward, cooks, manciple, and butler reserved.

Insuper consensum fuit per eosdem Canonicos et Alanum, quod omnia acceptata in Bederna et extra per dictum Alanum, seneschallum, cocos, discularium, et pincernam, contra jura et consuetudines nostræ ecclesiæ et Bedernæ, et omnes articuli ipsum Præpositum qualitercunque contingentes et ministros prædictos usque ad convocationem post festum Sancti Michaelis proximo sequens dormitarent; et quod nichil interim attemptetur nec per Capitulum contra Præpositum et dictos ministros nostros, nec per dictos ministros contra Capitulum vel alios ministros.

John the Goldsmith having to account to the Chapter for £10 14s. of silver delivered to him for the fabric of the shrine says the loss (on melting) came to that. Alan of Humbleton and John of Risendon to take his oath to the loss and that he used his best diligence in the work: and having done so to allow it him. Friday after, this is done.

Cum Johannes aurifaber teneretur Capitulo in decem libris, quatuordecim solidis argenti sibi liberati per Dominum Alanum de Humbleton ad fabricam feretri, comparuit personaliter coram Canonicis supradictis tunc Capitulum facientibus die supradicto, et asseruit, decrementum argenti sibi liberati ad dictum feretrum ad decem libras et quatuordecim solidos extendisse; petiitque a venerabilibus viris prædictis dictas decem libras quatuordecim solidos sibi pro prædicto decremento compensari. Et, audita petitione, injunctum fuit per Capitulum Dominis Alano de Humbleton et Johanni de Risendon, quod si dictus Johannes juraret tactis sacrosanctis evangeliis tantum fuisse decrementum, et quod adhibuit diligentiam quam potuit, fieret compensatio pecuniæ supradictæ. Qui comparuit coram dictis Alano et Johanne die Veneris sequente et juravit decrementum argenti sibi liberati ad tantum extendisse, et ad plus, et quod adhibuit diligentiam quam potuit. Quo facto pecunia sibi extitit compensata.*

John of Risingdon to

cxxij. b.—Suo Domino Reverendo, Magistro Roberto de

* In the margin is written "Quære infra in sexto folio."

Pykering, Canonico ecclesiæ Beati Johannis Beverlacensis, suus si placet J. de Risindon, Auditor causarum Capituli Beati Johannis prædicti, seipsum cum devotis reverentia et honore.

Robert of Pickering.

Quum urgentibus arduissimis negotiis nos, ecclesiam nostram, statumque ejusdem intime tangentibus, oportebit convocationem necessario celebrari, ut indempnitati ecclesiæ nostræ per ministros nostros Bedernæ et etiam aliunde multivariis tribulationibus constitutæ, communicato consilio ad invicem cum aliis concanonicis vestris plenius consulantur, vestræ dominationi placeat Reverendæ mihi vero per præsentem bajulum intimare, quando dictæ convocationi die quo volueritis celebrandæ commodius poteritis interesse, super statum ecclesiæ nostræ cum aliis concanonicis vestris, ut præmittitur, tractaturi, Quia credo quod nulla negotia super quibus in eadem convocatione tractabitur poterunt expediri utiliter, ut deceret, nisi personaliter intersitis.

A convocation of Canons is needed please let me know by bearer what day will suit you best.

Valeat vestra dominatio reverenda temporibus diuturnis.

Decretum super electione Domini Bertrandi Burdegalensis Archiepiscopi in summum Pontificem electi.

cxxv. b. .—Sanctissimo patri Domino Bertrando Archiepiscopo Burdegalensi, in Pontificem summum electo, miseratione divina, pedum oscula beatorum.

1305. 5 June. To the most holy father Sir Bertrand, Abp. of Bourdeaux Pope elect.

Recordatus est Dominus vineæ suæ, et plebem suam non despexit in finem, quia dum prolixæ vacationis Romanæ et per consequens quodammodo universalis ecclesiæ respexit incommoda et longe illius ex variis causis suspiria agnovisset, in tempore accepto exaudivit eam et in die salutis misertus est ejus. Sanavit quidem quia commota contritiones ipsius et vidua, per electionem canonicam generoso sponso oblato, sponsa facta est, et sicut crapulatus a vino, a sompno dormiens, excitata surrexit. Et ibi desperata magis, ut Lucifer est orta unde serenius dies illuxit nobis et Sancti Spiritus illustratus ardore papalis, qui orbitati vel orbati patre gradiebantur in tenebris, tamquam quoddam sidus apparuit, quod fulgore proprio velud stella coruscans cunctos fideles irradiat suæ lumine claritatis.

The Lord has remembered his vineyard, and not utterly despised his people, as when he saw the inconveniences of the long vacancy in the Roman and therefore the Universal Church, and heard its sighs, at the accepted time he heard her and had mercy on her. She was cured indeed because a noble spouse being offered, she became a spouse, and arose like a drunkard from wine or a sleeper from sleep. And when she most despaired has risen like Lucifer; and

Dudum siquidem eadem Romana ecclesia per mortem sanctæ memoriæ Domini Benedicti Papæ XI., pastoris solatio destituta Nos Theodoricus civitatis papalis, Leonar-

the day has shone on us and a Pope has arisen to shine on the faithful.

15 Cardinals

dus Albanensis, Petrus Sabinensis, fratres Johannes Portuensis, Nicholaus Hostiensis et Vellestiensis Episcopi; Johannes Sanctorum Petri et Marcelliani fratres, Robertus S. Pudentianæ, Gentilis S. Martini in Montibus, cardinales presbiteri; Neapoleo S. Adriani, Landulphus S. Angeli, Willelmus S. Nicholai in carcere Tulliano, Franciscus S. Luciæ in silice, Jacobus S. Georgii ad velum aureum, Franciscus Gaytanus S. Mariæ in Cosmaden (*sic*) et Lucas S. Mariæ in via lata diaconus cardinalis; una cum venerabilitibus patribus Johanne Thusculana episcopo, Mathæo S. Mariæ in porticu, et Rich[ard]o S. Eustacii Diaconi Cardinales, apud Peruseum sumus pro substituendo pontifice conclavi palacii, in quo Dominus Benedictus mortis suæ tempore morabatur, ingressi, et tandem dictis Johanne Thusculano Episcopo, Mathæo et Ricardo diacono necnon fratre Waltero S. Romanæ ecclesiæ presbitero cardinali, qui absens, postmodum supervenit et prædictum intravit conclave ex manifestis infirmitatis causis ut asserebant, idem conclave ingressis et tunc extra illud morantibus, certis ex nobis votorum nostrorum scrutatoribus et inquisitoribus voluntatem eorumdem scrutatorum electis, per viam scrutinii ad electionem de vobis hac die Sabbati in vigilia Pentecostes processimus in hunc modum.

met in conclave at Perugia, in the palace of which Benedict XI. died.

Scrutineers and overseers were appointed.

Quia primo per deputatos ad id inquisitores scrutatorum ipsorum, et deinde per ipsos scrutatores singulorum nostrorum votis inquisitis secreto, et mox in communi etiam publicatis, compertum extitit quod in universo eramus quindecim cardinales in conclavi manentes et qui deposueramus in scrutinio vota nostra; quodque nos Albanensis Sabinensis Portuensis et Hostiensis Episcopi, Johannes, frater Robertus presbiter, Neapoleo, Landulphus, Willelmus et Franciscus Gaytanus diaconi cardinales prædicti, vos in eodem scrutinio in summum nominavimus et elegimus Pontificem; quo comperto Nos Thodericus (*sic*), civitatis Papalis episcopus, frater Gentilis presbiter, Franciscus Jacobus et Lucas diaconi cardinales præfati accessimus juxta morem; ac subsequenter de voluntate et speciali mandato nostris Venerabilis pater Franciscus Gaytanus prædictus, suo nomine et omnium nostrum forma subscripta vos elegit nihilominus in Romanum pontificem et pastorem.

10 voted for you.

This being declared the rest acceded.

Francis Gaetani was appointed to elect you on behalf of all.

Form of election by him.

In nomine Patris et Filii et Spiritus Sancti ad honorem Dei et Beatæ Mariæ semper virginis, matris ejus Ego, Franciscus,

S. Mariæ in Cosmaden Diaconus Cardinalis, venerabilem patrem Dominum Bertrandum Archiepiscopum Burdegalensem nomine meo et omnium, qui eum in summum pontificem elegerunt et nominaverunt, concesserunt et accesserunt, eligo in summum Pontificem et pastorem, quam electionem cantico divinæ laudis præcantato fecimus secundum morem clero et populo solemniter puplicari.

Which election after singing Te Deum we published to clergy and people.

Pie igitur pater electioni hujusmodi vestrum dignemini præbere consensum.

Consent to your election.

In prædictorum autem testimonium et irrefragabilem fidem, ea in præsentis decreti scripturam redigi fecimus, et nostris, necnon ceterorum Johannis Episcopi Thusculani, fratris Walteri S. Romanæ ecclesiæ presbiteri, et Ricardi S. Eustacii diaconi cardinalis sigillis et subscriptionibus communiri.

Actis et datis Perusi A.D. m^mo^ccc^mo quinto Indictione iij, Nonis Junii.

Dated Perugia.

Ego S. Mariæ in Cosmaden diaconus cardinalis Dominum Bertrandum, Archiepiscopum Burdigalensem in scrutinio nominavi et elegi in summum pontificem, et postea in communi publicavi et electioni de eo factæ consentio et consensi, et ipsum Dominum Bertrandum electum recipio licet absentem in summum Pontificem et recepi et huic decreto sigillum meum apponi feci et subscripsi, et sic ceteri qui dederunt vocem suam in scrutinio.

The Cardinal Deacon of S. Mary in Cosmedin on behalf of those who voted for Bertrand.

Ego Theodoricus civitatis papalis Episcopus, post pupplicatum scrutinium accessi et electionem communem fieri volui de venerabili patre Domino Bertrando archiepiscopo Burdigalensi in summum Pontificem et factæ electioni de eodem Archiepiscopo consensio (*sic*) et consensi, ipsumque licet absentem in summum Pontificem recipio et recepi, necnon sigillum meum huic decreto apponi [feci] et subscripsi, et sic de ceteris qui accesserunt.

Theodoric, Bishop of the Papal City, on behalf of those who acceded after the scrutiny was published.

Et ego frater Walterus Sanctæ Romanæ ecclesiæ presbiter cardinalis electioni factæ de venerabili patre Domino B. Archiepiscopo Burdegalensi in summum Pontificem consentio et eam approbo et gratam habeo et acceptam, ipsumque licet absentem in summum Pontificem recipio et recepi, necnon sigillum meum huic decreto apponi feci et subscripsi, et sic ceteri qui fuerunt extra conclave.

Friar Walter Cardinal Priest on behalf of those not in conclave accepts the election.

Procuratorium ad impetrandum et contradicendum in Romana curia.

1305. 5 June. Appointment by Chapter of Master Adam of Kirkby their Proctor in Court of Rome.

cxxiiij. 2.—In Dei nomine: anno ejusdem m°ccc^mo quinto, indictione tertia quinto die mensis Junii in mei notarii publici infrascripti et testium subscriptorum* Venerabile Capitulum Beati Johannis Beverlacensis Eboracensis Diocœseos, pro ipso et pro omnibus et singulis de dicto Capitulo existentibus et quolibet ipsorum, ac etiam pro ecclesia sua prædicta redditibus et proventibus, ac ceteris rebus suis quibuscunque, discretum nostrum Magistrum Adam de Kyrkeby, clericum, absentem tamque præsentem procuratorem suum ordinavit, fecit et constituit ad impetrandum vice et nomine dicti Capituli et existentium in eodem, in sancta Curia Romana litteras tam simplices quam legendas gratiam seu justitiam continentes, et ad contradicendum litteris contra dictum Capitulum, existentesque in eodem, ac etiam contra dictam ecclesiam impetrandis, conveniendum et consentiendum in loca et judices et eos, si necesse fuerit, recusandum, cautiones quascumque nomine eorundem petendum, et recipiendum, alium vel alios procuratores loco sui substituendum, substitutum seu substitutos ab eodem revocandum, et officium procuratoris in se reassumendum;

Promisit etiam Capitulum supradictum mihi notario infrascripto, stipulanti vice et nomine omnium quorum interest, vel interesse poterit, se ratum et firmum habiturum quicquid per dictum suum procuratorum, substitutum seu substitutos ab eodem, actum seu procuratum fuerit in præmissis et quolibet præmissorum, sub ypotecha et obligatione omnium bonorum ejusdem.

Acta sunt hæc apud Beverlacum in Capitulo ecclesiæ Beati Johannis prædictæ, anno, indictione, mense et die supradictæ, præsentibus Dominis Roberto de Sigglesthorne, Hugone de Otringham, et Johanne de Risindon, vicariis ecclesiæ Beati Johannis prædictæ testibus ad hoc vocatis et rogatis.

Et ego Galfridus Patricius de Maltona, clericus Eboracensis diocœseos, auctoritate Apostolica et Imperiali Notarius publicus, præmissis omnibus interfui, et ea sic fieri vidi et audivi et in hanc publicam formam redegi, singnoque meo consueto et nomine singnavi rogatus in testimonium præmissorum.

* The word præsentia is omitted in the MS.

Littera privata missa cum procuratorio.

cxxiiij. 3.—Dilecto nostro in Christo Magistro Adæ de Kyrkeby Capitulum [etc.] Salutem in amplexibus [Salvatoris]. 1305. 8 June. Chapter to Master Adam of Kirkby, covering letter.

Quum propter quædam negotia, quæ sperantur moveri contra nos vel ecclesiam nostram in Romana curia, de vestris fidelitate et industria confidentes, vos procuratorem nostrum ordinavimus et constituimus specialem, prout in instrumento publico nobis per latorem præsentium porrigendo plenius continetur, vos requirimus corditer et rogamus quatinus si contingat in dicta Curia a quibuscunque contra nos vel aliquem de nostra ecclesia existentem negotia moveri, vel etiam litteras impetrari, juxta formam, vim, et effectum procuratorii vobis facti, quod nobis consultius et expedientius vestræ discretioni visum fuerit faciatis.

Vobis vero nomine salarii vestri pro anno jam instanti xx^{s}. sterlingorum mittimus per mercatores Domini W. de Sothill, concanonici nostri, vobis in florinis, vel alio modo quo volueritis, liberandos, sicut, si recolitis, per aliquos de canonicis, cum quibus ad festum Omnium Sanctorum apud Beverlacum inde vobis extiterat prælocutum. 20s. salary for year sent by merchants of Canon W. of Soothill to be paid in florins or as you please.

Datis apud Beverlacum vj Idus Junii [etc.].

cxxiiij. b. 2.—Christi fidelibus pateat universis quod cum Nos Capitulum Beati Johannis Beverlacensis audivissemus et recepissemus finalem compotum Domini Thomæ de Weverthorp pro toto tempore quo officium Receptoris seu Camerarii nostri gessit vel habuit in ecclesia nostra Beverlacensi, ac etiam de omnibus receptis et obventionibus tam de corrodiis nostris in Bederna Beverlacensi, et arreragiis eorumdem vacante præpositura Beverlacensi, vel alio tempore, quam de omnibus et singulis proficuis quocumque nomine censeantur, quæ per nos et nomine nostro vice vel auctoritate nostra recepit, seu habuit, pro toto tempore supradicto, oneratis onerandis, computatis computandis, et allocatis hinc inde omnibus et singulis allocandis, comperuimus evidenter, quod idem Thomas in nullo nobis tenebatur, sed a prædicto compoto totaliter quietus recessit : 1305. 29 June. Letters patent of Chapter. Certificate that Thomas of Weaverthorpe has passed his accounts as Receiver or Chamberlain of the Chapter.

Unde eundem Thomam a prædicto compoto et omnibus actionibus, oneribus, ratiocinis, seu demandis ejusdem compoti, quietum clamavimus et etiam imperpetuum absolvimus

per præsentes, quas sigillo nostro in præmissorum fidem et testimonium fecimus consignari.

Datas Beverlaci iij° Kalendas Julii anno Domini m^mo.ccc^mo. quinto.

Et consignatum fuit ad præcepta Magistrorum Walteri de Glovernia et H. de Carleton.

Commissio facta Justiciariis ad inquirendum de homicidiis et aliis feloniis et terminandum etc.

1305. 1 July. Chapter to John of Cave and Robert of Scorburgh.

cxxiv. b. 3.—Capitulum Beati Johannis Beverlacensis Dilectis et fidelibus suis Johanni de Cave et Roberto de Scoureburg, Salutem.

Commission as Justices to hold inquisition as to violent assaults and murder of men in liberty;

Sciatis quod nos Justiciarios nostros ad inquirendum per sacramentum proborum et legalium hominum de libertate Capituli nostri, per quos rei veritas melius fieri poterit de hiis qui homicidia, deprædationes, incendia, et aliqua dampna quam plurima infra libertatem Capituli nostri fecerint, et qui sunt illi malefactores et eorum scienter receptores et eis consentientes, vim et auxilium præbentes, seu dictas transgressiones fieri procurantes et percipientes; et etiam ad inquirendum de illis qui pro muneribus suis pactum fecerunt et faciunt cum malefactoribus, et pacis Domini Regis perturbatoribus, et eos conduxerunt et conducunt ad verberandum,

or have hired others to do so

vulnerandum, et male tractandum et interficiendum plures infra libertatem Capituli, in feriis, mercatis, et aliis locis pro

through hatred or because as jurymen in felonies they found verdicts;

inimicitia, invidia et malitia, et etiam pro eo quod in assisis juratis recognitionibus et inquisitionibus factis de feloniis positi fuerunt, et veritatem dixerunt:

Unde per conductionem hujusmodi malefactorum juratores assisarum, juratores recognitionum et inquisitionum illarum præ timore dictorum malefactorum et eorum minarum sæpius veritatem dicere seu dictos malefactores indicare minime ausi fuerunt et sunt;

Et etiam ad inquirendum de illis qui hujusmodi munera dederunt et dant, et quantum et quibus et qui hujusmodi munera receperunt et recipiunt, et a quibus et qualiter et quomodo, et qui hujusmodi malefactores in sua malitia fovent, nutriunt et manutenent in libertate Capituli prædicti;

Et etiam de illis qui ratione potestatis et dominii sui aliquos

and have extorted money by threats.

in eorum protectionem et advocationem pro suo dando susceperunt et adhuc suscipiunt, et de illis qui pecuniam ab

aliquo per graves minas eis factas, malitiose extorserunt, et ad felonias et transgressiones illas audiendum et terminandum secundum legem et consuetudinem libertatis Capituli nostri prædicti et ordinationem Domini Regis inde factam.

Et ideo vobis mandamus quod ad certos diem et locum, quos ad hoc provideritis, omnia præmissa expleatis et terminetis secundum legem et consuetudinem Capituli nostri prædicti et ordinationem prædictam, salvis nobis amerciamentis ut aliis inde spectantibus.

Fines, etc., reserved to Chapter.

Mandavimus ballivis nostris libertatis Capituli nostri prædictæ quod ad certos diem et locum quos vos eis scire faciatis venire (cxxv.) faciant coram vobis tot et tales tam milites quam alios liberos et legales homines de libertate prædicta per quos rei veritas in præmissis melius sciri poterit et inquiri; et quod vobis pareant et intendant prout eis injungetis ex parte nostra.

In cujus rei testimonium has litteras nostras fieri fecimus patentes.

Datas Beverlaci die Jovis proximo post festum Apostolorum Petri et Pauli anno regni regis Edwardi tricesimo tertio.

Commissio facta ad assisas capiendum.

Chapter to Sir Robert of Boynton, Kt., and Richard of Burton. Commission to sit as Justices in King's Court for all assigns arraigned at Beverley.

cxxv. 2.—Capitulum Beati Johannis Beverlacensis Dilectis sibi in Christo Domino Roberto de Bovington, militi, et Ricardo de Burtona Salutem.

Sciatis quod constituimus vos Justitiarios nostros in curia Domini Regis ad omnes assisas in libertate nostra Capituli Beverlacensis arenniatas per Nos et ballivos nostros in curia Domini Regis per libertatem prædictam petitas et concessas capiendum.

Ideo vobis supplicando mandamus quod ad certos diem et locum, quos ad hoc provideritis, assisas illas capiatis, facturi inde quod ad justitiam pertinet secundum legem et consuetudinem Regni Angliæ et libertatis nostræ prædictæ; salvis nobis amerciamentis inde provenientibus.

Mandavimus etiam ballivo nostro libertatis nostræ prædictæ, quod ad certos diem et locum, quos ei scire faciatis assisas illas coram vobis venire faciat.

In cujus rei testimonium has litteras nostras sigillo nostro pendente signatas fieri feci patentes. Datas etc.

Monitio facta Willelmo de Normanton Vicario.

1305. 3 July. Chapter to William of Normanton, Vicar. Summons to return within 6 days to do his week, on pain of another being put in his place.

cxxv. 3.—Capitulum Beati Johannis Beverlacensis dilecto nobis in Christo Willelmo de Normanton, vicario nostro, Salutem in auctore salutis.

Tenore præsentium tibi mandamus firmiter injungentes quatinus sis in ecclesia nostra infra sex dies a die receptionis præsentium septimanam tuam, quæ jam instat, et alia incumbentia facturus, prout onera vicariæ tuæ exigunt et requirunt: alioquin sciturus, ne ecclesia nostra prædicta in hiis quæ ad te spectant debitis obsequiis defraudetur; eidem de alio vicario loco tui providere intendimus, ut oportet; et quid in præmissis duxeritis faciendum nos vel commissarium citra diem Sanctæ Margaretæ virginis cures reddere certiores.

Datis Beverlaci v^to^ Nonas Julii [etc.].

Monitio: emanavit præcepto Magistri H. de Carlton.

1305. 12 July. Chapter to Rector of Foxholes. Satisfy bearer for thraves of S. John due to prebend of Henry of Carlton for last year.

cxxv. 4.—Capitulum Beati Johannis Beverlacensis Discreto viro, Rectori ecclesiæ de Foxoles, Salutem in auctore salutis.

Tenore præsentium vos monemus quod infra novem dies post exhibitionem præsentium nobis factam proximo computandos, quorum tres primos pro prima, secundos tres pro secunda et tertios tres pro tertia et peremptoria monitione volumus computari de travis Beati Johannis prædicti seu annua pensione solvi consueta pro eisdem, de anno Domini m°ccc^mo^ quarto ad præbendam Magistri Henrici confratris et canonici nostri spectantibus, latori præsentium, procuratori dicti Magistri, Henrici, satisfaciatis competenter, sub pœna cohercionis canonicæ quam si monitionibus nostris non parueritis, poteritis non immerito formidare.

Datis Beverlaci iiij^to^ Idus Julii Anno etc. ccc^mo^. quinto.

The like to Rectors of Rudston and Folkton.

Similis emanavit Rectori de Rudestan, et alia Rectori ecclesiæ de Folketon.

1305. 28 July. Chapter to Dean of Holderness. Supersede *execution against*

clx. b.—Capitulum Beati Johannis Beverlacensis Discreto viro Decano de Holdernesse, Salutem in auctore salutis.

In executione facienda contra Dominum Hugonem,

rectorem capellæ de Nuthill, auctoritate nostra pro travis Beati Johannis prædicti, supersedeatis omnino quousque a nobis aliud receperitis in mandatis.

Hugh, rector of Nuthill chapel, for thraves of S. John.

Datis Beverlaci v^to^ Kalendas Augusti anno Domini m^mo^ccc^mo^ quinto.

Et emanavit ad rogatum Magistri Alani de Cotom.

cxxxv. b.—Domini Officialis curiæ Eboracensis vacante sede ejusdem commissarius generalis Capitulo Beverlacensi.

1305. 26 July. Commissary-General of Official of Court of York to Chapter. Warn Adam called le Vavasur of Eske to pay Mr. William of Stalnes a mark of silver, and William of Twyford 40d. sterling which he owes them for salary, within 4 days; if not suspend or excommunicate him.

Moneatis legitime et efficaciter inducatis Adam, dictum le Vavasur de Eske, quod Magistro Willelmo de Stanes de una marca argenti et Willelmo de Twyford de quadraginta denariis sterlingorum, in quibus eisdem nomine salariorum suorum coram nobis auctoritate dictæ curiæ legitime extiterat condempnatus, infra quatuor dies a tempore monitionis sibi factæ satisfaciat ut tenetur: alioquin ipsum ad id per suspensionis et excommunicationis sententias ex tunc de die in diem canonice compellatis.

Et ad probationem mandati nostri totaliter adimpleti remittatis dicto Domino officiali vel nobis præsentes sigillo vestro pendente signatas.

Datas Eboraci vij Kalendas Augusti [etc.].

Procuratorium attornati consignatum ad instantiam Domini Hugonis de Ottringham.

cxl. 2.—Pateat universis per præsentes quod nos Hugo de Ottrinham, Robertus de Sighlesthorn, Thomas le Hird, et Willelmus de Spridelington, executores testamenti Magistri Walteri de Haxeby quondam Rectoris ecclesiæ de Spridelington attornavimus et loco nostro constituimus dilectum nobis in Christo Ricardum Rosce de Beverlaco ad petendum et nomine nostro recipiendum de Hugone de Bussy quondam vicecomite Lincolniensi seu ejus executoribus sexaginta et quinque solidorum sterlingorum in quibus dictus Hugo præfato Magistro Willelmo pro duobus equis et una carecta ab eodem Magistro Willelmo per dictum Hugonem captis pro cariagio victualium Domini Regis versus partes Scotiæ faciendo, de quibus equis et carecta dictus Hugo præfato Magistro Willelmo nondum satisfecit, Ratum habituri et gratum quicquid dictus Ricardus nomine nostro in hac parte duxerit faciendum.

1305. 30 July. Hugh of Ottringham and others, executors of Mr. Walter of Haxby, rector of Spridlington, to Rd. Ross of Beverley. Letters of attorney to receive 65s. from late Sheriff of Lincolnshire for 2 horses and a cart taken for carriage of victuals for King to Scotland.

In cujus rei testimonium quia sigilla nostra sunt incognita, sigillum Capituli [etc.] præsentibus procuravimus apponi.

Datis Beverlaci die Veneris proxima post festum sancti Jacobi Apostoli anno Domini m°ccc^mo quinto.

1305. 22 August. Chapter to Dean of Harthill.

cxxvj. b. 1.—Capitulum [etc.] discreto viro Decano de Herthill [etc.]

Summons to Philip of Millington, living in Pocklington, for traves of Barmby belonging to W. of Haxby's prebend for present autumn to pay within 9 days.

Quum fidedignorum assertione, necnon notorie nuper intelleximus, quod quidam Philippus de Millingtona manens in Pokelington, suæ salutis immemor, travas Beati Johannis prædicti de villa de Barneby provenientes ad præbendam Magistri Willelmi de Haxeby, concanonici et confratris nostri, spectantes, de autumpno nunc existenti ausu sacrilego asportavit, seu asportare fecit, seu asportationem nomine suo factam ratam habuit, minus juste; ipsas travas in usus proprios convertendo in nostræ libertatis præjudicium, et dicti canonici nostri dampnum non modicum et gravamen;

Propter quod idem Philippus in sententiam majoris excommunicationis quater in anno in Ecclesia nostra contra hujusmodi malefactores provide promulgatam dampnabiliter incidebat, et adhuc in eadem sententia pertinaci animo perseverat.

Quocirca vobis mandamus quatinus dictum Philippum moneatis et efficaciter inducatis, quod dictas travas dicto Magistro Willelmo vel suo attornato infra novem dies post monitionem vestram proximo computandos, quorum primi tres [etc. as in cxix. p. 48] sibi cedat, omni fraude seu cavillatione postpositis, sine mora ulteriori restituat competenter.

Citantes ipsum nichilominus quod compareat [etc.] proximo die juridico post diem Sancti Michaelis [etc.]

Et quid feceritis in præmissis citra dictum diem litteratorie curetis reddere certiores.

Datis Beverlaco xj Kalendas Septembris anno Domini m^moccc^mo quinto.

*Procuratorium attornati in itinere Domini Regis constituti.**

[1293.] 7 June. Chapter to Hugh of Cressingham and his fellows,

cxxvj.—Viris venerabilibus et discretis Domino Hugoni de Kersingham et sociis suis Justitiariis Domini Regis in

* This seems to be inserted here as a precedent and authority for the appointment of an attorney.

comitatu Eboracensi itinerantibus devoti sui Canonici et Capitulum ecclesiæ Beati Johannis Beverlacensis, Salutem cum omni reverentia e honore.

justices in Eyre in Yorkshire, sending W. of Dalton to appear as their attorney, being unable to appear in person.

Quia in itinere vestro in comitatu prædicto personaliter interesse non possumus ad negotia nos et capitulum nostrum prædictum tangentia coram vobis ibidem prosequenda et defendenda, ponimus loco nostro Rogerum de Dalton attornatum nostrum ad libertates nostras ecclesiæ prædictæ exigendas, vendicandas coram vobis in itinere vestro et defendendas.

In cujus rei testimonium sigillum capituli nostri præsentibus duximus apponendum.

Datis in capitulo nostro prædicto vij die Junii.

Breve Regis super eodem.

Edwardus, Dei gratia, Rex Angliæ, Dominus Hiberniæ et Dux Aquitaniæ, Justitiariis suis itinerantibus in comitatu Eboracensi, Salutem.

1293. 3 June. Edward I. to his Justices in Eyre for Yorkshire. The Canons of Beverley cannot appear in person. Admit their attorney.

Quia Canonici de capitulo ecclesiæ Sancti Johannis Beverlacensis coram vobis in instanti itinere vestro in comitatu prædicto personaliter interesse non possunt, ad negotia ipsos et capitulum prædictum tangentia ibidem prosequenda et defendenda.

Vobis mandamus quod attornatos vel attornatum quos vel quem prædicti canonici coram vobis et loco suo per litteras suas patentes sigillo capituli signatas attornare voluerint, ad libertates ecclesiæ prædictæ exigendas, vendicandas coram [vobis] in itinere vestro prædicto et defendendas loco ipsorum Canonicorum ad hoc admittatis, hac vice et gratia speciali. Teste me ipso apud Westmonasterium iij die Junii anno regni nostri xxj°.

1305. 4 Sept.

cxxvj. b. 2.—Memorandum quod die Sabbati proxima ante diem Nativitatis Beatæ Mariæ, anno Domini supradicto Capitulum Beati Johannis Beverlacensis coram Domino Lamberto de Trekingham, Justitiario Domini Regis constituit Thomam de Burton attornatum suum coram Justitiariis in Banco Domini ad petendum et calumpniandum libertates ecclesiæ Beati Johannis prædicti.

Citatio ex officio cum continuatione.

1305. 19 August. Chapter to [Rural] Dean of Buckrose. We have cited Emma wife of Roger Cocks of Towthorpe for violation of the liberty of S. John in Towthorpe. She appeared and declared herself innocent, but has refused to purge herself.

cxxvj. b. 3.—Capitulum [etc.] discreto viro Decano de Buckrosse, Salutem in auctore salutis.

Cum Emmam, uxorem Rogeri Cocks de Touthorpe, super violatione libertatis Beati Johannis prædicti in villa de Touthorpe nuper coram nobis ad instantiam officii fecimus judicialiter evocari; quæ, licet secundum formam evocationis sibi factæ comparuerit coram nobis, et de violatione libertatis prædictæ asseruerit se immunem; purgationem tamen ad ipsius petitionem sibi indictam certis die et loco faciendam exhibere contumaciter recusavit.

Cite her to appear on morrow of Michaelmas Day.

Nos vero pronuntians contra eandem in indicta sibi purgatione taliter deficientem, tamque violatorem libertatis prædictæ possemus procedere, justitia mediante; pœnam tamen pro hujusmodi violatione eidem infligendam hactenus duximus reservandam, Quocirca vobis mandamus, quatinus dictam Emmam citetis peremptorie quod compareat coram nobis vel commissario nostro in Capitulo nostro in crastino Sancti Michaelis Archangeli, pro dicta violatione facturam et recepturam, quod justitia ecclesiæque nostræ consuetudo exigit et requirit, denuntiantes eidem quod sive venerit, sive non, procedemus contra ipsam, quatenus de consuetudine ecclesiæ nostræ fuerit procedendum.

Et ad probationem mandati nostri totaliter adimpleti remittatis nobis contra dictum diem præsentes sigillo vestro pendente signatas.

Datas Beverlaci xiiij° Kalendas Septembris; anno Domini m^mo^ccc^mo^ quinto.

Procuratorium procuratoris ecclesiæ nostræ ad lites.

1305. 20 Sept. Appointment by Chapter of Robert of Grimsby and their general and special proctor.

cxxvij. 1.—Per præsentes pateat universis quod Nos Capitulum Beati Johannis Beverlacensis in omnibus et singulis causis et negotiis querelis quæstionibus articulis motis vel movendis per nos vel contra nos, coram quibuscunque judicibus competentibus ordinariis delegatis vel coram commissariis quibuscunque diebus et locis, dilectum nobis in Christo Robertum de Grimesby, latorem præsentium nostrum facimus, ordinamus et constituimus procuratorem, Dantes eidem generalem

potestatem et mandatum speciale nomine nostro agendi et defendendi, excipiendi, retroveniendi, replicandi, appellandi, appellationem prosequendi, provocandi, status nostri reformationem, in integrum restitutionem, necnon expensas et dampnorum æstimationem, quatinus opus fuerit, petendi et recipiendi, ponendi et positionibus respondendi, ac etiam jurisdictionem nostram spiritualem et temporalem de omnibus et singulis canonicis et vicariis clericis et aliis tenentibus nostris quibuscunque coram judicibus quibuscunque petendi, calumpniandi et exigendi, quoties opus fuerit in aliquo eventu, et cetera omnia et singula procurandi, faciendi, expediendique per verum et legitimum procuratorem mandato generali vel speciali potuerit expediri, rem ratam haberi et judicatam solvi pro procuratore nostro supradicto promittimus per præsentes, et sub ypoteca rerum nostrarum exponimus cautiones.

In cujus rei testimonium sigillum nostrum præsentibus est appensum.

Datis Beverlaci xij Kalendas Octobris anno Domini m^mo^ccc^mo^ quinto.

Littera de non consectando in officio Curiæ Eboracensis, ut in indictione clericorum vel tenentium de Capitulo; et appellatio.

cxxvij. 2.—In Dei nomine Amen. Coram vobis Reverendo viro officiali Curiæ Eboracensis, vacante sede ejusdem, seu commissario vestro quocunque, Ego Robertus de Grimesby, procurator capituli ecclesiæ Beati Johannis Beverlacensis, protestando me nolle per quemcunque dicenda facienda seu proponenda in vos seu jurisdictionem vestram aliqualiter consentire, nomine dicti Capituli et meo, dico et propono, quod licet de jure et antiqua consuetudine et hactenus approbata et absque interruptione aliqua usitata a tempore cujus non extat memoria, jurisdictio prima cognoscendi de causis seu questionibus quibuscunque quacunque ex causa motis jure ordinario, tangentibus canonicos aliosve dictæ Ecclesiæ ministros seu tenentes, ad dictum Capitulum Sancti Johannis primarie et immediate dinoscitur pertinere, quod in partibus Beverlaci et locis vicinis publicum est, notorium et manifestum.

Robert of Grimsby, Chapter's Proctor, to John Francis, Official of Court of York, *sede vacante*, or his commissary.

The primary jurisdiction over all causes touching the Canons, or other ministers or tenants of the church of S. John of Beverley belongs to the Chapter.

Vos tamen officialis Curiæ Eboracensis de hujusmodi juribus et consuetudinibus libertatibus et sententiis excommunicationis

You have however cited Canon William of Lincoln *ex officio*;

majoris quater singulis annis salubriter, publice et notorie in Ecclesia Sancti Johannis Beverlacensis latis contra violatores prædictorum, salva vestra reverentia, non ignari, Magistrum Willelmum de Lincoln, canonicum Ecclesiæ prædictæ, super sibi objiciendis ex officio responsurum coram vobis vel commissario vestro absque causa rationabili motu voluntario nullam habentes in ipsum Willelmum jurisdictionem ordinariam vel delegatam evocari fecistis minus juste in præjudicium juris jurisdictionis et libertatis ecclesiæ Sancti Johannis et capituli ejusdem, maxime cum dictum Capitulum Beati Johannis Beverlacensis semper fuit et adhuc est paratum de prædicto Willelmo et ceteris subditis suis omnibus et singulis conquerentibus quibuscunque justitiæ facere complementum quocunque modo contra ipsum fuerit procedendum:

though the Chapter is ready to do justice.

Please to dismiss the said William from the suit immediately.

Quæ omnia et singula prædicta ego Robertus procurator capituli Beati Johannis prædicti, nomine Capituli Beati Johannis et meo, offero me coram judice competente secundum juris exigentiam probaturum, quare peto nomine Capituli Beati Johannis Beverlacensis et meo dictum Willelmum subditum nostrum immediate ab examine vestro libere et totaliter dimitti dictoque capitulo Beati Johannis Bevelacensis et mihi ejusdem nomine fieri quod est justum in hac parte.

Otherwise we appeal to Rome.

Alioquin ex præmissis et aliis verisimilibus conjecturis metuentes dicto Capitulo et mihi ejusdem nomine per vos fieri posset præjudicium in futurum sacrosanctam sedem apostolicam nomine Capituli Beati Johannis prædicti et mei provoco in hiis scriptis et appello, protestans me in eventu cujuscunque gravaminis provocare et appellare velle, et notificare omnibus quorum interest et facere secundum juris exigentiam in omnibus quod incumbit.

And to prevent your doing anything to our prejudice meanwhile we place ourselves and all our goods under protection of the Apostolic See.

Et ne vos Mágister Johannes dictus Fraunceys qui prætenditis vos officialis Curiæ Eboracensis sede vacante seu quis alius vice auctoritate vel mandato vestro aliquid pœnale vel præjudiciale post hujusmodi provocationem et appellationem interpositas et vobis plenius notificatas in præjudicium Capituli prædicti et mei jurisdictionis juris consuetudinis et libertatis ejusdem statuatis, faciatis, decernatis, intemptetis seu statuere facere decernere seu intemptare faciatis per alium aliosve monendo citando suspendendo interloquendo interdicendo excommunicando mandando exequendo seu aliud qualecunque præjudiciale vel pœnale faciendo eandem sedem quam prius provoco et appello et apostolos ad instantiam peto, quatenus

in hoc casu jus exigit et requirit, subjiciens dictum Capitulum et me ejusdem nomine et omnia nobis inhærentia statumque nostrum et bona protectioni et defensioni dictæ sedis.

Executio super re indicata.

1305. 22 Sept. Commissary General of Official of court of York to Chapter. Excommunicate Adam le Vavasour of Eske for not appearing in answer to charge at instance of Mr. William of Stanes and William of Twyford, clerks.

cxxvij. b. 2.—Domini officialis Curiæ Eboracensis, vacante sede ejusdem, Commissarius generalis venerabili Capitulo Beverlacensi, Salutem.

Quum Adam dictum le Vavasour de Eske propter suam manifestam offensam, pro eo quod rei indicatæ ad instantiam Magistri Willelmi de Stanes et Willelmi de Twyford, clericorum, contractam, licet sufficienter monitus extiterat et inductus quod pareret eidem, excommunicavimus justitia exigente, Vobis mandamus quatinus ipsum sic excommunicatum pulsatis campanis, singulis dominicis et festivis intra missarum solempnia publice et solempniter nuntietis.

Inhibentes Christi fidelibus universis ne quis cum eodem converset quoquo modo, nisi in casu a jure permisso, ab hujusmodi denuntiatione non cessantes donec aliud a nobis habueritis in mandatis.

Et ad probationem mandati nostri totaliter adimpleti remittatis dicto Domino Officiali vel nobis præsentes sigillo vestro pendente signatas.

Datas Eboraci x° Kalendas Octobris [etc.].

Sequestratio bonorum Magistri W. de Haxeby.

1305. 2 Oct. Chapter sequestrate goods of William of Haxby, Canon, deceased.

xxxv. b. 3.—Acta in Capitulo vj Nonas Octobris A.D. m°ccc^mo quinto.

Quum Magister Willelmus de Haxeby, Canonicus hujus ecclesiæ, diem suum clausit extremum, quod non sine cordis amaritudine referimus, cujus testamenti probatio et bonorum administrationis concessio ad nos Capitulum beati Johannis prædicti de jure et de consuetudine nostræ ecclesiæ dinoscitur pertinere, Nos Auditor causarum Capituli prædicti vice et auctoritate ipsius Capituli ex officii nostri debito omnia bona ipsius Willelmi, quatinus ad nos attinet, sequestramus et sub ar[c]to sequestro nostro ponimus inviolabiliter custodiri Inhibentes sub pœna excommunicationis majoris quam in hiis scriptis proferimus in omnes hujusmodi sequestrum nostrum

ausu nephario violantes, ne quis de dictis bonis se aliqualiter intromittat, vel ad ea manus extendat, ipsa bona alienando, amovendo vel etiam occultando, donec hujusmodi sequestrum ipsum per nos, ut præmittitur, interpositum, in forma juris fuerit relaxatum.

Probatio Testamenti Magistri Willelmi de Haxeby Canonici.

1305. 3 Oct. Probate of will of W. of Haxby.

xxxvj.—Acta in Capitulo v nonas Octobris A.D. millesimo ccc^mo^ quinto.

Admissis probatoribus testamenti Magistri Willelmi de Haxeby Canonici hujus ecclesiæ, per Johannem summonitorem et Rogerum de Haxeby servientes ipsius testatoris testes juratos et diligenter examinatos, Nos auditor causarum Capituli prædicti, vice et auctoritate ipsius Capituli, pronuntiamus ipsum testamentum legitime factum legitime etiam probatum Thomæ le Hird, Burgensi Beverlacensi, Dominis Hugoni de Ottringham, Roberto de Sigglesthorn, vicariis in ecclesia Beati Johannis Beverlacensi, et Willelmo de Spridelington, capellano, executoribus in ipso testamento nominatis, in bonis ipsius defuncti secundum formam constitutionis inde factæ administrationem liberam concedentes.

Haxby was a Residentiary (Canon) and has his prebend including thraves, corrody in Bedern, and all obventions and distributions for a year after his death, notwithstanding he was buried elsewhere against the custom of the Minster.

Memorandum quod dictus Willelmus Residentialis fuit et incepit facere residentiam suam et habuit præbendam suam integraliter tam in travis, corrodio Bedernæ, et aliis obventionibus ad ecclesiam nostram provenientibus, et distributionibus aliis quibuscunque per annum a die obitus sui, præter firmas tenentium ipsius præbendæ et commoditates ex curia ipsius præbendæ provenientes, ac si vixisset et personaliter resedisset, eo non obstante, quod alibi sepultus fuerat, contra consuetudinem hujus ecclesiæ, prout in testamento suo eligerat sepelliri.

Littera super approbatione testamenti.

1305. 4 Oct. Certificate of admission of probaté of Thomas of Haxby, canon, proved in another diocese,

cxxviij. 2.—Universis Sanctæ matris ecclesiæ filiis ad quos pervenerit hæc scriptura Capitulum Beati Johannis Beverlacensis, Salutem in amplexibus Salvatoris.

Cum super approbatione testamenti ejus, qui in dyocœsi beneficia dum viveret optinebat, approbationem episcopi illius

in cujus dyocœsi testator discessit, secundum confirmationem inde editam plena fides debeat adhiberi, universitati nostræ notum facimus per præsentes, quod admissis probationibus super factione testamenti Magistri Willelmi de Haxeby concanonici et confratris nostri coram nobis pronuntiavimus ipsum testamentum rite factum legitime et probatum, Thomæ le Hird Burgensi Beverlacensi Dominis Hugoni de Ottringham, Roberto de Siglestron, vicariis in ecclesia Beverlacensi, et Willelmo de Spriddelington capellano executoribus in prædicto testamento nominatis, in bonis dicti defuncti infra jurisdictionem nostram existentibus, liberam administrationem concessimus secundum constitutionem superius nominatam.

where he died and grant of administratio his goods to H of Ottringhan and Robert of Sigglesthorne Vicars Choral the executors

Et hæc omnia omnibus quorum interierit nos significamus per præsentes, quibus sigillum nostrum est appensum, in testimonium præmissorum.

Datas Beverlaci iiij^to Nonas Octobris anno Domini m^mo.ccc^mo. quinto.

Commissio attornati in Banco.

cxxvij. b. 3.—Nobilibus et discretis viris ac dominis, Justiariis illustrissimi regis Angliæ, ac fidelibus quibuscunque Capitulum Beati Johannis Beverlacensis, Salutem in Domino.

1305. 4 Oct. Chapter to Ki Justices.

Noveritis nos posuisse loco nostro dilectum filium nostrum Thomam de Burton exhibitorem præsentium ad libertates nostras petendas et calumpniandas de nobis et tenentibus nostris in omnibus placitis contra nos vel tenentes nostros motis vel movendis in Banco vel alibi coram vobis ad jurisdictionem vestram qualitercunque spectantibus, Ratum et gratum habentibus quicquid prædictus Thomas in præmissis fuerit faciendus vel calumpniandus sub nomine nostro vel tenentium nostrorum, præsentibus post biennium nullatenus valituris.

Appointment Thomas of Bu attorney in al cases in Banc affecting chap or their tenan

In cujus rei testimonium sigillum nostrum commune est appensum.

Datis Beverlaci iiij Nonas Octobris anno Domini m°ccc^mo. quinto.

Littera contra infringentem libertatem.

cxxviij. 3.—Capitulum Beati Johannis Beverlacensis Discreto viro Decano de Buckrosse, Salutem in auctore salutis.

Chapter to De of Buckrose.

[Same as on p. cxxvj. b. 3, supra.]

Receptio Domini Johannis de Dynyeton in Canonicum et in fratrem.

1305. 13 October. Reception of John of Dynyton as Canon and Brother, on presentation of the King during vacancy of the of See of York to the prebend late held by William of Haxby. William of Lincoln, constituting the Chapter by himself.

xxvij. b. 5.—Tertio Idus Octobris A.D. m°.ccc^mo°. quinto ad præsentationem Domini Regis ratione Archiepiscopatus Eboracensis vacantis et in manu sua existentis, admissus fuit Dominus Johannes de Dynyton ad præbendam quæ fuit Magistri Willelmi de Haxeby, Magistro Willelmo de Lincoln, Canonico, tunc præsente tantum et Capitulum faciente.

Taxatio domorum præbendæ Sancti Jacobi.

1305. 9 Sept. Assessment of dilapidations of prebendal house of St. James prebend at £20.

Memorandum quod cum dictus Dominus Johannes petierit instanter a dicto Magistro Willelmo tunc Capitulum repræsentante defectus domorum ad suam præbendam spectantium examinari et taxari, prout consuetudo hujus ecclesiæ exigit et requirit; Dominus Alanus de Humbelton, Bernardus de Kyrkeby, Johannes de Roleston, et Johannes de Risindon, vicarii, et Ricardus de Burton, tunc senescallus Capituli, ad præceptum Capituli defectus dictarum domorum viderunt et examinaverunt.

Quibus visis et examinatis pro suæ discretionis modulo omnes defectus domorum exstantium et deficientium; videlicet, pro duabus domibus de novo faciendis, scilicet, uno stabulo, pistrino et bracino, et pro reparatione et emendatione aliarum domorum quorumcunque et murorum ad xx^ti libras, tantummodo taxaverunt.

Datis Beverlaci pridie Idus Octobris A.D. m°ccc° quinto.

Haxby's executors appeal to chapter.

Thomas le Hird, Burgensis Beverlacensis, Dominus Hugo de Ottringham, Robertus de Siglestron vicarii in ecclesia Beati Johannis prædicti et Willelmus de Spriddelington executores testamenti Magistri Willelmi de Haxeby, prædecessoris dicti Domini Johannis, sentientes se nomine dicti defuncti ex hujusmodi taxatione gravatas ad convocationem Canonicorum proximo celebrandam xiij° Kalendas Novembris appellabant.

Assessment reduced to £17.

In qua convocatione ad præceptum Capituli per Magistrum Robertum de Byham tunc cancellarium hujus ecclesiæ Dominos

Johannem de Rolleston, Willelmum de Normanton, vicarios, Robertum de Crackal et Robertum de Walwyk, clericos, ad xvij libras taxabantur; videlicet, pro bracino et pistrino x^{li}; pro stabulo c^{s}; et pro omnibus aliis defectibus domorum, murorum et aliarum rerum quarumcunque xl^{s}.

Datis die Mercurii proximo post diem Sancti Cuthberti anno Graciæ supradicto.

Dicti tamen executores dicto Domino Johanni xx^{li} ex causa superius annotata solverunt; et idem Dominus Johannes omni actioni eidem contra ipsos executores quacunque ex causa alia competenti pure et simpliciter renunciavit.

The executors paid £20.

Acquientancia de compoto reddito.

cxxviij. b. 1.—Memorandum quod cum Nos, Auditor causarum Capituli Beati Johannis Beverlacensis Johannem dictum Cocum de Northcave et Dominum Thomam fratrem ejus executores testamenti Beatricis uxoris quondam dicti Johannis, ad reddendum finalem compotum super administratione sua in bonis prædictæ defunctæ fieri fecerimus coram nobis ad certos diem et locum judicialiter evocari, comparuerunt executores prædicti sufficienter et legitime secundum formam vocationis sibi factæ, quorum compoto audito ac allocatis allocandis, invenimus dictos executores voluntatem dictæ defunctæ fideliter implevisse; propter quod ipsos executores ab omni onere administrandi, quoad officium attinet, absolvimus per præsentes, quas sigillo Capituli Beati Johannis prædicti fecimus communiri.

Datas Beverlaci vij° Kalendas Novembris [etc.].

1305. 26 Oct. Certificate that John Cook of Northcave and Sir Thomas his brother have passed their accounts as executors of Beatrice, John Cook's wife.

Executio sententiæ excommunicationis latæ.

cxxviij. b. 2.—Capitulum Beati Johannis Beverlacensis discreto viro Decano de Buckrosse, Salutem in auctore salutis.

Cum Emmam uxorem Roberti Cocks [etc. as in cxxvj. b. 3 p. 86] ipsa tamen comparere per se vel procuratorem suum coram nobis contemptabiliter negligebat;

Nos vero nolentes hujusmodi delicta contra libertatem ecclesiæ nostræ et pacem Beati Johannis prædicti commissa oculis pertransire, vel ad infringendum seu violandum libertatem prædictam seu pacem dicti Sancti viam aliis aperire, viso

1305. 27 Oct. Chapter to Dean of Buckrose. Excommunicate Emma wife of Robert Cocks for not appearing to purge herself of the charge of infringing the liberty of the Church on the day appointed, at her request, for that purpose.

processu contra dictam Emmam legitime habito ipsam propter violationem pacis prædicti sancti in sententiam excommunicationis majoris quater in anno in Ecclesia nostra salubriter promulgatione pronuntiavimus incidisse justitia mediante.

Quocirca vobis mandamus quatinus dictam Emmam hujusmodi sententia involutam nuntietis [etc. as inv. b. 2, p. 23].

Datis Beverlaci vj° Kalendas Novembris [etc.].

Citatio ex officio.

1305. 30 Oct.

Chapter to W. of Lincoln. Common report says that you keep Cecilia of Beckingham in your house and are suspect of misbehaviour with her.

Capitulum, etc. Salutem et fraternam in Domino caritatem. Quum fama publica repente ad aures nostras de novo jam pervenit, quod propter detentionem Ceciliæ de Bekingham in domo vestra et ob nimiam familiaritatem quam habuistis publice, ut asseritur, cum eadem, super crimine fornicationis contra vos apud bonos et graves vehemens infamia suscitatur, quæ nisi canonica correctione per nos citius extinguetur poterit ecclesiæ nostræ inde grave dispendium forsitan pervenire.

For the sake of the state of the Church and the welfare of your soul we cite you to appear the next Court day after All Saints' Day.

Nos vero volentes statum ecclesiæ nostræ illæsum pro nostris viribus observare, salutem animæ vestræ corditer affectantes, ex officii nostri debito tenore præsentium vos citamus quatinus compareatis coram nobis in Capitulo nostro proximo die juridico post instans festum Omnium Sanctorum super infamia dicti criminis facturus et recepturus quod postulaverit ordo juris.

De die vero porrectionis præsentium [etc. as in p. 95].

Datis Beverlaci iij Kalendas Novembris [etc.].

Correctio Magistri Willelmi de Lincoln, canonici.

1305. 30 Oct.

Correction of William of Lincoln, Canon, for misbehaviour with Cecilia of Beckingham.

xxviij. 2.—Memorandum, quod cum Magister Willelmus de Lincoln, Canonicus, in ecclesia Beati Johannis Beverlacensis coram Capitulo Beati Johannis prædicti Magistro Henrico de Carleton, canonico, una cum Domino Johanne de Risindon tunc Auditore causarum Capitulum repræsentante super crimine fornicationis cum quadam Cecilia de Bekingham ad proximum diem juridicum proximum post diem Omnium Sanctorum A.D. m°ccc^mo quinto esset judicialiter evocatus prout in citatorio edito et certificatorio ejusdem quorum tenor sequitur plenius continetur.

Tenor certificatorii de citatione sibi factæ.

Discreto Capitulo Beverlacensi W. de Lincoln ejusdem Capituli concanonicus et confrater, Salutem et fraternam in Domino caritatem.

Mandatum vestrum ij Kalendas Novembris A.D. m°.ccc^mo. quinto recepi in hæc verba:

cxxviij. b. 3.—Capitulum Beati Johannis Beverlacensis Discreto viro Magistro Willelmo de Lincoln, concanonico et confratri nostro, Salutem et fraternam in Domino caritatem.

Quum fama pupplice referente ad aures nostras jam de novo pervenit, quod propter detentionem Ceciliæ de Bekingham in domo vestra et ob nimiam familiaritatem (xxviij b.) quam habuistis pupplice, ut asseritur, cum eadem super crimine fornicationis contra vos apud bonos et graves vehemens infamia suscitatur, quæ nisi canonica correctione per nos citius extinguatur poterit ecclesiæ nostræ inde grave dispendium forsitan pervenire: Nos vero volentes statum ecclesiæ nostræ illæsum pro nostris viribus observare, et salutem animæ vestræ corditer affectantes ex officii nostri debito, tenore præsentium vos citamus, quatinus compareatis coram nobis in Capitulo nostro proximo die juridico post instans festum Omnium Sanctorum super infamia dicti criminis facturum et recepturum quod postulaverit ordo noster.

De die vero porrectionis præsentium vobis factæ et quicquid faciendum duxeritis in præmissis nobis ad eundem diem constare facietis per vestras litteras patentes harum seriem continentes.

Datis Beverlaci iij Kalendas Novembris A.D. m°.ccc^mo. quinto.

Virtute cujus mandati coram vobis comparere paratus sum, et humiliter facere quid juris fuerit et rationis. In cujus rei testimonium has literas meas sigillo meo signatas vobis transumpto patentes. Datas Beverlaci iij Nonas Novembris A.D. supradicto.

Appears and offers purgation Saturday next fixed for five compurgators.

Quo die comparuit coram nobis secundum formam vocationis sibi factæ et a dicto crimine asseruit se immunem, purgationemque suum offerens cum effectu. Nos vero Capitulum præfiximus eidem Magistro Willelmo diem Sabbati proximo sequentem ad purgandum super infamia dicti criminis

cum sexta manu sui ordinis, et ulterius faciendum quod juris fuerit et rationis.

Appears and purges himself before one Canon, the Assessor, the Chancellor, 7 Vicars-Choral, 5 Chantry Priests, 3 Deacons, 5 Sub-deacons, and many others, clerks and laymen; and is restored to good fame.

Quo die comparuit coram nobis dictus Magister Willelmus cum suis compurgatoribus, qui se purgationi ejusdem faciendæ officialiter offerebant, et super præmisso crimine legitime se purgavit; qua admissa in forma superius annotata ipsum Magistrum restituimus suæ bonæ famæ; et ipsum ab infamia dicti criminis in hiis scriptis quatinus ad nos attinet, absolventes.

Præsentibus tunc in Capitulo Magistro Henrico de Carleton, Canonico, Capitulum tunc repræsentante; una cum Johanne de Risindon tunc auditore Capituli, Magistro Roberto de Byham, Cancellario in ecclesia Beati Johannis prædicti; Dominis Alano de Humbelton, Roberto de Siglestron, Hugone de Ottringham, Thoma de Graingham, Johanne de Roleston, Roberto de Suineshed et Willelmo de Normanton, Vicariis in dicta ecclesia; Johanne Russell, tabellione; Johanne de Garton, Thoma de Hedon, Roberto de Benteley, Johanne de Hedon, et Ricardo de Wetewang, capellanis in ecclesia prædicta divina celebrantibus; Johanne de Swyna, Johanne de Haxeby, Waltero de Kelesay, dyaconis, Ricardo de Harpam, Willelmo de Derlenton, Regero de Hornese, Ricardo de Althorp, Thoma de Siglestorn, sub-dyaconis; Johanne de Hornese, Roberto de Bonnewyke, Roberto de Amcotes, Simone de Swyna, Willelmo de Adlingflete et Thoma de Ottringham, et multis aliis clericis et laicis, qui de præmissis pro loco et tempore testimonium potuerunt perhibere.

xxviij. b.—Memorandum quod Magister Petrus Aymerici habuit collationem præbendæ suæ, xxiiij die Augusti scilicet die Sancti Bartholomæi apostoli, ut in collatione sibi facta de eadem plenius continetur.

Littera executoria excommunicationis latæ.

1305. 6 Nov. Chapter to Dean of Harthill. Proclaim excommunication of William Scott of Lockington and Roger of Aike.

cxxix.—Capitulum Beati Johannis Beverlacensis Discreto viro Decano de Hertill, Salutem in auctore salutis.

Quum Willelmum Scotte de Lokington et Rogerum de Aike pro violatione libertatis nostræ quo ad instantiam Ricardi de Cotum tenentis nostræ libertatis in villa de Lokington in qua ex confessione dicti Willelmi et Rogeri

coram nobis emissa in judicio pronuntiavimus in majoris excommunicationis sententiam quater in anno in ecclesia nostra provide latam incidisse;

Juris ordine in omnibus observato, Vobis mandamus quatinus dictos Willelmum et Rogerum in eandem excommunicationis sententiam dampnabiliter incidisse publice et solemniter nuntietis seu faciatis per alios nuntiari quousque beneficium absolutionis a nobis in forma juris meruerit optinere.

Datis Beverlaci viij° Idus Novembris [etc.]

Citatio ad instantiam partis.

cxxix. 3.—Willelmus de Lincoln et Henricus de Carleton, canonici Sancti Johannis Beverlacensis Venerabilis in Christo Patris Thomæ, Dei gratia dudum Archiepiscopi Eboracensis Angliæ primatis, executoris unici negotii provisorii per venerabilem in Christo patrem Benedictum dudum Papam undecimum Johanni Russell pauperi presbitero in forma pauperum facti secundum suæ commissionis formam commissarii, Venerabili Capitulo Beverlacensi, Salutem in auctore salutis. 1305. 11 Nov. William of Lincoln and Henry of Carlt as executors of the late Archbishop, as commissary of Pope Benedict XI. in the mat of a papal provision for John Russell a poor clerk, to Chapter.

Accedens ad nos Dominus Johannes Russell prædictus devota petitione supplicavit ut Magistrum Robertum de Alberwyk, Præpositum Beverlacensem, ad procedendum coram nobis in negotio provisorio prædicto secundum formam retroactorum coram nobis habitorum, ad certos diem et locum per nos statuendos in hoc casu citare seu citari facere dignaremur intuitu caritatis ut decuit. John Russell h asked us to cal on Robert of Alberwick, Provost, to act on the provisi

Nos qui eidem sumus debitores ad complementum justitiæ faciendum prout auctoritate commissionis nobis factæ in hac parte tenemur, ipsius petitionibus annuentes auctoritate qua fungimur in hac parte de qua vobis constat, firmiter injungendo mandamus, quatinus dictum Magistrum Robertum, Præpositum prædictum peremptorie citetis, quod compareat coram nobis in majori Ecclesia Beverlacensi proximo die juridico post festum Sancti Nicholai Episcopi proximum futurum, secundum formam retroactorum in negotio provisorii prædicto coram nobis habitorum præcise et peremptorie processus processurum ulterius et facturum in negotio prædicto quod justitia suadebit. We therefore direct you to summon him t appear before u in the Minster the next Court day after 6 December to carry out the provision.

Qualiter autem hoc mandatum nostrum fueritis executi nos

per litteras vestras patentes harum seriem continentes sigillo vestro signatas ad dictos diem et locum reddatis certiores. Valete.

Datis Beverlaci iij Idus Novembris [etc.]

Monitio facta Magistro Petro Aymerici ut desistat ab impugnatione juris, etc.

1305. 20 Nov. Monition by the Commissary-General of the Chapter to Master Peter Aymericy (*sic*), Canon, to abstain from attacking the rights and liberties of the church by dragging 3 Canons before an Ecclesiastical Court; especially as they are prepared in Chapter, or by their Commissary General, to do right to any who have any complaint against them.

xxix.—In Dei nomine Amen. Nos, Johannes, Commissarius Generalis Venerabilis Capituli Beati Johannis Beverlacensis, monemus vos Magistrum Petrum Aymericy (*sic*), gerentes vos pro fratre et ejusdem Capituli Canonico, in virtute juramenti præstiti et sub periculo perjurii suarumque excommunicationum generalium prolatarum, primo, secundo et tertio peremptorie cum qualitas negotii hoc exposcat quatinus desistatis ab impugnatione jurium jurisdictionum, libertatum, et consuetudinum laudabilium ad dictum capitulum laudabiliter spectantium approbatorum usitatorum et laudabilium et in pace observatorum ex antiquo, cujus contrarii memoria non existit: Inhibentes ex parte et auctoritate dicti capituli vobis ne trahatis seu trahi procuretis venerabiles viros Magistro Walterum de Glovernia, Willelmum de Lincoln, et Henricum de Carlton, dicti Capituli canonicos, seu alios quoscumque dicti Capituli subjectos, ad vetitum examen coram judice ecclesiastico vel seculari, de hiis quorum cognitiones primariæ ad dictum Capitulum pertinere dinoscuntur; præcipue cum tam dicti Magistri Walterus, Willelmus et Henricus quam alii dicti Capituli subjecti coram dicto Capitulo seu Commissario parati sunt et offerunt cum effectu quibuslibet de se conqueri volentibus facere et observare justitiæ complementum.

And to observe the approved statutes of Archbishop John the Roman and his successors.

Ad hæc auctoritate præmissa monemus sicut prius, vos Magistrum Petrum et sub periculo quo prius, quatinus in personam vestram observare, prout decet, ac reverenter velitis statuta salubria per Venerabilem patrem Johannem Archiepiscopum in ecclesia Beverlacensi, et per successores suos laudabilius approbata; Inhibentes, sub periculo quo prius, ne inconsulto prælato nostro contra ea in aliquo venire temere attemptetis protestantes nomine Capituli supradicti nos nolle juri regio seu dignitati regiæ per præmissas monitiones in aliquo derogare, sed jura libertates et consuetudines hujus ecclesiæ laudabiles et approbatas illæsas velle, prout tenemur,

observare. A.D. m°ccc^mo quinto. Ego Johannes subscribo. Ego Bernardus de Kyrkeby, vicarius ecclesiæ Beati Johannis Beverlacensis, subscribo. Witnessed by Vicars.

Ego H. de Ottringham vicarius in ecclesia Beati Johannis, subscribo.

Factæ fuerunt istæ monitiones die Sancti Edmundi Regis A.D. m° ccc^mo quinto.

Concordia facta inter Canonicos super dicta impugnatione.

xxix. 2.—Memorandum quod cum esset gravis contentio inter Magistrum Petrum Aymerici, canonicum Ecclesiæ Beati Johannis Beverlacensis, et Magistros Walterum de Glovernia, Willelmum de Lincoln, Willelmum de Haxeby, et Henricum de Carlton, concanonicos suos, super fructibus præbendæ ejusdem Petri a dictis W. W. W. et H. a die collationis dictæ præbendæ dicto Petro Aymerici per Dominum Regem factæ usque ad admissionem ipsius per ipsos Walterum W. W. et H. dilatam, ut asseruit, sine causa, donec dicti fructus totaliter perciperentur ab eisdem, et de iiij marcis annuæ pensionis præbendæ suæ debitæ, de præbenda Sancti Martini, quas receperunt post admissionem (xxix. b.) suam, quos fructus et pensionem dicebat ad se pertinere a die collationis sibi factæ, pro eo, quod dicti Canonici suam admissionem sine causa rationabili, ut asseruit, distulerunt; dictis vero Canonicis in contrarium asserentibus se dictos fructus et pensionem jure suo et de consuetudine hujus Ecclesiæ medio tempore percepisse et admissionem dicti Petri ex causa legitima distulisse: 1305. 17 Nov., *et s* Dispute betw Peter Aymeri and four othe Canons as to fruits of his prebend betw his collation b the King and admission; h asserting they had unreason postponed his admission.

Et cum super hiis dictus Petrus ad dictos Canonicos varias litteras Regias rogatorias dirigi procurasset, ut eidem de dictis fructibus satisfierit indilate; quia idem Petrus sentiebat hujusmodi litteras effectum aliquem non sortiri, ad vocandum dictos Canonicos coram Rege et consilio suo breve regium impetravit, et iisdem canonicis dictum breve porrexit xv Kalendas Decembris A.D. m°ccc^mo quinto: cujus tenor talis est:

Edwardus, Dei gratia, Rex Angliæ, Dominus Hiberniæ et Dux Aquitaniæ Dilectis sibi Magistris Waltero de Gloucester, Willelmo de Lincoln et Henrico de Carleton Canonicis ecclesiæ Beati Johannis Beverlacensis, Salutem. Writ from the King. We have repeatedly as you to accoun Peter Aymeri for the profits

the prebend formerly held by Master Raymond of Ferreria, which we presented to him, during the vacancy of the See on the death of Archbishop Henry [of Newark A.D. 1299] yet you have not done so.

Cum pluries Capitulum ecclesiæ vestræ prædictæ per nostras literas rogaverimus, ut dilecto clerico nostro Magistro Petro Aymericy concanico vestro, cui præbendam quæ fuit quondam Magistri Raymundi de Ferreria in ecclesia prædicta, quam post mortem Henrici olim Eboracensis Archiepiscopi vacantem invenimus, et ad nostram donationem spectantem ratione Archiepiscopatus Eboracensis tunc vacantis, et in manu nostra existentis jure nostro regio contulimus; et quem vos et Magister de Haxeby nunc defunctus, absque [causa] rationabili post receptionem litterarum nostrarum de collatione prædicta et aliarum per quas Capitulo prædicto mandaverimus ut eundem clericum nostrum in Canonicum vestrum admitteretis et in corporalem possessionem induceretis, a festo Assumptionis Beatæ Virginis, anno regni nostri vicesimo septimo usque ad festum Beati Lucæ evangelistæ proximo sequens, in juris nostri regii præjudicium manifestum recipere distulistis fructus ad ipsum Petrum ratione præbendæ suæ prædictæ spectantes, et per vos interim perceptos restituere curaretis;

Vos dictos rogatus nostros, ut verisimiliter præsumitur perimpendentes licet per vos vel aliquos vestrum nomine dicti Capituli nobis extiterit nuper rescriptum, quod in adventu quorumdam Canonicorum vestrorum tunc, ut dicebatur, absentium, quos negotium prædictum tangebat, faceretis in præmissis quod de jure et consuetudine ecclesiæ vestræ foret faciendum; dictos tamen fructus præfato clerico nostro restituere hactenus non curastis, de quo injuriamur non modicum et movemur:

Satisfy him by Christmas or appear before Us in Council whenever we shall be in England in the octave of St. Hillary.

Nolentes autem, sicuti nec debemus, præmissa quæ in tantam nostri et nostrorum injuriam ac dignitatis nostræ regiæ lesionem poterunt redundare, sub dissimulatione pertranssire, Vobis mandamus firmiter injungentes, quatinus sæpedicto clerico nostro citra festum Nativitatis Domini de prædictis fructibus satisfaciatis. Alioquin vos ipsi in propriis personis vestris sitis coram nobis et consilio nostro in Octabis Sancti Hillarii ubicunque tunc fuerimus in Anglia, ostensuri, si quid pro vobis habeatis, quare fructus prædictos sibi restituere seu de eisdem satisfacere minime debeatis, et facturi ulterius et recepturi quod nos et consilium nostrum super præmissis duxerimus ordinandum. Executores etiam dicti defuncti præmuniri facite, quod tunc sint una vobiscum quod in hac parte justum fuerit recepturi; vosque de bonis ipsius defuncti

usque ad portionem ipsum tangentem capiatis et penes vos retineatis, ita quod inde possitis cum opus fuerit, respondere.

Et habeatis hoc breve, etc. Teste me ipso apud Westmonasterium xxvj die Octobris: anno regni nostri tricesimo tertio.

Summon the executors of Master Willia of Haxby, wh was also concerned in delay. And bring th writ with you

Et quia videbatur nobis J. Commissario Capituli generali vocationem hujusmodi ad suggestionem ipsius Petri factam esse ad subversionem jurium libertatum et consuetudinum hujus Ecclesiæ approbatarum et usitatarum a tempore (xxx) cujus memoria non existit, dictum Petrum ut ab impugnatione jurium, libertatum, et consuetudinum ecclesiæ nostræ desisteret monuimus solempniter, officii nostri debito exigente, prout in principio folii præcedentis plenius continetur, et incipit "In Dei nomine Amen," etc.

Aymericy warned by Chapter's Commissary.

Quibus monitionibus ut præmittitur factis, dictus Petrus volens evitare periculum perjurii et sententiarum excommunicationis, comparuit in Capitulo personaliter, et Magistri Willelmus de Lincoln et H. de Carleton personaliter comparuerunt; et super prædictis facta altercatione diutina hinc inde dictus Petrus se super petitione sua prædicta ordinationi seu arbitrio cujuscunque discreti se subicit, ratum habens et firmum quicquid faceret in præmissis. Dicti vero canonici pro se et duobus sociis suis malentes negotium prædictum amicabiliter decidi quam litigiorum incidere in amfractus dictum Petrum rogaverunt quod acciperet iiij marcas ab illis quatuor canonicis memoratis post admissionem ipsius receptas, ea conditione quod toti questioni cederet supradictæ. Qui, taliter ab illis et aliis requisitus, receptis dictis iiij marcis ab eisdem, gratis et ex dono suo remisit eisdem canonicis quicquid juris ad dictos fructus exigendos habuit quoquo modo.

Compromise.

Quibus hujusmodi remissionem sive donum gratanter acceptantibus lis seu contentio quæ inter eos ex causa præmissa verti sperabatur amicabiliter est sopita.

Quibus actis nos J. commissarius prædictus dictum Petrum a sententia excommunicationis majoris, qua, proper violationem seu impugnationem jurium libertatum et consuetudinum ecclesiæ nostræ dampnabiliter extiterat involutus, quatinus ad officium nostrum attinet absolvimus hiis scriptis, præsentibus tunc in capitulo W. et H. canonicis prædictis, Roberto de Byham, cancellario, H. de Ottringham, Bernardo de Kirkeby, Thoma de Graingham, Vicariis; Roberto de Crahale, clerico, et aliis multis.

Aymericy absolved.

Littera testimonialis de conversatione.

1305. 10 Dec.

cxxix. b. 1.—[Same as cxviij. 4, in favour of Sir Stephen de Hasthorp, priest. 4 Id. Dec. 1305.]

Procuratorium quæstoris elemosinæ fabricæ ecclesiæ Beati Johannis.

1305. 8 Dec. Letters Patent of Chapter, appointing John of Fitling, collector of alms in province and diocese of York and diocese of Lincoln for the Fabric and new Shrine of St. John, for three years.

cxxix. p. 2.—Universis sanctæ matris ecclesiæ filios ad quorum notitiam pervenerit hæc scriptura.

Pateat per præsentes quod nos Capitulum Beati Johannis Beverlacensis Dilectum nobis in Christo Johannem de Fitling procuratorem nostrum legitimum et nuntium specialem latorem præsentium facimus, ordinamus et constituimus per totam dyocœsim et provinciam Eboracensem tam in locis exemptis quam non exemptis, necnon per dyocœsim Lincolniensem, ad petendum, colligendum et recipiendum elemosinas Christi fidelium nomine nostro nobis et fabricæ ecclesiæ nostræ ac novæ capsulæ Beati Johannis prædicti datas vel assignatas, dandas vel assignandas;

Dantes eidem Johanni vel ejus certis nuntiis, pro quibus idem Johannes respondere voluerit plenam potestatem nostram generalem et specialem a quibuscunque ordinariis dictarum provinciæ et dyocœseos, ac insuper ab Episcopo Lincolniensi litteras impetrandi, ac etiam falsarios revocandi, et omnia alia et singula faciendi in negotio memorato, quæ per verum et legitimum procuratorem potuerunt expediri.

Ratum et gratum habituri quicquid per dictum Johannem actum gestum seu procuratum fuerit in præmissis, vel aliquo præmissorum, præsentibus post triennium minime valituris: quibus sigillum apposuimus in testimonium præmissorum.

Datis Beverlaci vj Idus Decembris [etc.]

Littera Testimonialis de sententia excommunicationis lata.

1305. 13 Dec. Chapter to Official of Court of York *sede vacante* or his Commissary-General.

cxxix. b.—Venerandæ discretionis viro Domino . . . . Officiali curiæ Eboracensis, vacante sede ejusdem, vel ejus Commissario generali, Capitulum Beati Johannis Beverlaci, Salutem reverentiam et honorem.

Quum Galfridum de Sampton clericum ad instantiam Magistri Thomæ de Brumpton magistri scolarum nostrarum,

pro eo, quod idem Galfridus infra territorium Beverlaci, in derogatione libertatum et consuetudinum ecclesiæ nostræ pariter et contemptum et in grave præjudicium et dispendium dicti Thomæ scolas fovet notorie adulterinas, per nos legitime suspensum, qui licet canonice monitus ab earum regimine hactenus desistere recusavit, propter ipsius manifestam offensam in sententiam excommunicationis quater in anno in ecclesia nostra provide latam in omnes libertates consuetudines et jura ecclesiæ nostræ qualitercunque infringentes vel etiam eadem ausu temerario violantes pronuntiamus dampnabiliter incidisse; juris ordine qui requiritur observato, ipsumque, claves ecclesiæ taliter contempnantem, animo fortius indurato, ab agendo coram nobis contra dictum Thomam duximus repellendum, justitia id poscente;

Geoffrey of Sancton, clerk, at the instance Master Thomas of Brompton, Master of our School, for keeping an unlicensed scho in the Manor o Beverley has been suspended and not allowe to proceed against Brompt before us.

Vestram discretionem mutuo vicissitudinis obtentu requirimus corditer, et rogamus quatenus dictum Galfridum in consistorio et aliis locis quibuscunque, prout videritis expedire, evitare et ab aliis faciatis artius evitari, ut dum a communibus accitibus excluditur et rubore suffusus ad humilitatis graciam et reconciliationis effectum facilius inclinetur. Et quod corditer cupimus certiorari quid ob rogatum nostrum ac vice duxeritis faciendum, vestræ dignationi placeat reverendæ, nos per vestras litteras patentes certiores ad eadem reddere graciose: Valete in filio Virginis gloriosæ. Datis Beverlaci Idibus Decembris anno prædicto.

We request you by way of mutuality in good offices, boycott him in consistory and elsewhere, and cause him to b boycotted by others.

Littera conversationis.

cxxxj. b. 1.—Venerabili Capitulo Beati Johannis Beverlacensis Officialis Richemundiæ, Salutem cum omnimoda reverentia et honore.

1305.

14 Dec, Official [of Archdeacon] o Richmond to Chapter. Testimonial th Thomas of Dalton-in-Furness is of good behaviour and has left wi leave.

Quum quæ facta sunt si scripturæ testimonio roberentur aptius intuentibus elucescunt Dignationi vestræ tenore præsentium duximus intimandum Thomam de Dalton in Furnays clericum exhibitorem præsentium de Archidiaconato Richemundensi oriundum bonæ conversationis et vitæ quatinus ad nostram pervenit notitiam et prout ex testimonio didicimus aliorum [h]actenus extitisse et esse, et ab inde non suspensum, non excommunicatum nec alio crimine irretitum optenta licentia recessisse. Has litteras patentes sigillo officii nostri consignatas in præmissorum testimonium concedentes eidem.

Datas apud Dalton in Furness xix Kalendas Januarii anno Domini m.°ccc°. quinto.

Acquietancia de argento recepto de Domino Rege.

1305. 23 Dec. Chapter to John of Sandal, King's chamberlain for Scotland. Received from Capochi a Lombard £40 sterling for Easter and Michaelmas terms, 1305, for alms on S. John's Days at Beverley.

cxxx. b. 4. — Noverint universi nos Capitulum Beati Johannis Beverlacensis recepisse de venerabili viro Domino Johanne de Sandale, Camerario Domini Edwardi Dei gratia Regis Angliæ illustrissimi in Scotia per manus Capochii Lumbardi xl^{li}. sterlingorum, in quibus dictus Dominus Rex nobis de terminis Paschæ, anno Domini m^{mo}.ccc^{mo}. quinto, et Sancti Michaelis proximo sequentis tenebatur, ad quamdam elemosinam in festis Sancti Johannis prædicti Beverlacensis faciendam, et ad quædam onera in ecclesia nostra sustentanda, prout in carta regia nobis inde facta plenius continetur.

In cujus rei testimonium sigillum nostrum est appensum. Datis apud Kingeston-super-Hull die Jovis proxima post festum Sancti Thomæ Apostoli anno Domini supradicto.

Dated at Hull.

1305. 28 Dec. Commissary-General of Official of Court of York to Official of Provostry. We have received a Writ of *venire facias* addressed to the Guardians of the Spiritualities of the Archbishopric to compel appearance of Masters William of Haxby, William of Lincoln, Peter Aymericy, and William of Soothill; for holding plea in Court Christian against John the Porter for his lay fee against our prohibition; and John of Risindon, Thomas of Graingham, Thomas of Weaverthorpe, for the same plea, against William Nightingale. and why the Sheriff of Yorkshire told the Justices at Westminster that they being clerks had no lay fee in his bailiwick by which they could be attached 21 Oct.

cxxx. 2.—Domini Officialis Curiæ Eboracensis vacante sede ejusdem Commissarius generalis Discreto viro officiali Præposituræ Beverlacensis, Salutem in auctore salutis.

Mandatum Domini Regis recepimus in hæc verba:

Edwardus Dei gratia Rex Angliæ, Dominus Hiberniæ et Dux Aquitaniæ custodibus spiritualitatis Archiepiscopatus Eboracensis, Salutem.

Mandamus vobis quod venire faciatis coram Justitiariis nostris apud Westmonasterium in octabis Sancti Hillarii Magistrum Willelmum de Haxeby, Magistrum Willelmum de Lincoln, Magistrum Petrum Aymericy, Willelmum de Sothill, Johannem de Risindon, Thomam de Graingham, Hugonem de Ottringham, Thomam de Weverthorpe et Robertum de Siglestorn, clericos vestros, ad respondendum Johanni de Porter de placito quod prædicti Magister Willelmus, Magister Willelmus, Magister Petrus et Willelmus de Sothill tenuerunt placitum in curia Christianitatis de laico feodo prædicti Johannis le Porter et Willelmi Bouet et Willelmi de Kelk contra prohibitionem nostram: et de placito quare prædicti Johannes de Risindon Thomas Hugo Thomas et Robertus simul cum Willelmo Nightegale secuti sunt idem placitum in eadam curia Christianitatis contra prohibitionem nostram ut dicit.

Et unde vicecomes noster Eboracensis mandavit Justitiariis nostris apud Westmonasterium in Octabis Sancti Michaelis quod prædicti Magister Willelmus, Magister Willelmus, Magister Petrus, Willelmus, Johannes de Risindon, Thomas, Hugo Thomas et Robertus, clerici sunt et non habent laicum feodum in balliva sua per quod possunt attachiari.

Et habeatis ibi hoc breve. Teste R. de Hengham apud Westmonasterium xxj die Octobris, anno regis xxxiij°.

Hujus igitur auctoritate mandati vobis firmiter injungendo mandamus quatinus prædictos Johannem de Risindon, Thomam de Graingham, Hugonem de Ottringham, Thomam de Weverthrop, et Robertum de Siglestorn infra jurisdictionem vestram constitutos seu etiam beneficiatos peremptorie citetis, et per bonorum suorum ecclesiasticorum sequestrationem artissimam artetis, quod sint coram Justitiariis Domini Regis ad diem et locum in dicto brevi contentos prædicto Johanni le Porter, secundum formam dicti brevis regii responsurum: et certificetis dictum Dominum Officialem vel nos super præsentis executione mandati, necnon de valentia bonorum dictorum clericorum, quæ per vos occasione hujusmodi sequestrari contigerit citra festum Beati Hillarii distincte et aperte per vestras litteras patentes harum seriem continentes.

Summon them accordingly, sequestrate thei goods, and certi their value to the official or n

Datis Eboraci v Kalendas Januarii anno gratiæ m^mo^ccc^mo^ quinto.

Breve Regis quod dicitur venire facias cum certificatorio ejusdem.

cxxx. b. 2.--Domini officialis Curiæ Eboracensis vacante sede ejusdem Commissarius generalis Venerabili Capitulo Beverlacensi, Salutem in auctore salutis.

130$\frac{5}{6}$.
12 Jan.
Commissary General of offic of Court of Yor to Chapter.

Mandatum Domini Regis recepimus in hæc verba, Edwardus Dei gratia, etc. ut supra in proximo.

We have receiv King's writ of *venire facias* as above.

Hujus igitur auctoritate mandati vobis firmiter injungendo mandamus quatinus prædictos Magistrum [etc.] infra jurisdictionem vestram peremptorie citetis [etc. as in last document].

Act on it.

Quod quidem mandatum secundum vim formam et effectum ipsius, præterquam de Magistro Willelmo de Haxeby, qui mortuus est, sumus plenarie executi, ipsiusque auctoritate

Certificate of sequestration o goods of Canon Wm. of Lincoln Peter Exeter

to value of 1 mark of Wm. of Soothill, to value of 10s. J. of Risington, Thomas, Hugh, and Robert to value of ½ mark.

mandati bona ipsorum ecclesiastica infra jurisdictionem nostram existentia sequestravimus ad valentiam infrascriptam, videlicet; De bonis Magistri Willelmi de Lincoln ad valentiam j marcæ; de bonis Magistri Petri ad valentiam j marcæ; de bonis Willelmi de Sothill ad valentiam x^{s}; de bonis Johannis de Risington ad valentiam dimidii marcæ, Thomæ, Hugonis et Roberti ad valentiam cujuslibet dimidii marcæ; quæ bona, ut præmittitur, sequestrata sub arto sequestro nostro fecimus custodiri.

Datis Beverlaci ij Idus Januarii A.D. supradicto.

Littera privata directa Domino Officiali pro littera testimoniali de executione.

1305. [12 Jan.] Chapter to Canon John of Nassington.

cxxx. b. 3.—Capitulum Beati Johannis Beverlacensis Discreto viro Johanni de Nassington concanonicǫ et confratri nostro, Salutem et fraternam in Domino caritatem.

The Cooks of the Bedern, John the Porter and William Bouet, excommunicated for the last year, have been harassing us with royal writs of prohibition and attachment.

Discretionem vestram credimus non latere quod Johannes le Porter et Willelmus Bouet, coci nostri in Bederna, propter suam rebellionem et suam manifestam offensam ac (cxxxj) excessum notorium sententia excommunicationis per nos extiterant involuti. Qui eandem sententiam vilipendentes per annum et amplius eam sustinuerunt, et adhuc sustinere non formidant, animo fortius indurato, ac in subversione status ecclesiæ nostræ jurisdictionisque nostræ, nos et vicarios nostros prohibitionibus regiis attachiamentis et aliis brevibus diversis coram Justitiariis Domini Regis in Banco diversimode inquietare non cessant, nos fatigando nequiter laboribus et expensis; sed quia per fidele consilium nostrum pro certo didicimus, quod si dominus Officialis Curiæ Eboracensis Domino Regi et Justitiariis suis litteras suas testimoniales dirigeret, vel etiam sub forma generali testimonium perhiberet de justa sententia per nos ut præmittitur promulgata, dictis Johanni et Willelmo implacitantibus nos et vicarios nostros coram Justitiariis Domini Regis in Banco audientia denegabitur, et ab agendo totaliter repellentur, quousque a nobis a dicta sententia fuerint absoluti.

We learn from our counsel that if the official of Court of York would issue letters testimonial that the sentence was right, they will be denied audience in royal courts.

Please use your influence.

Quocirca vestræ fraternitati placeat reverendæ pro statu ecclesiæ nostræ conservando, erga dictum Dominum officialem insistere, ipsum obnixius et rogare, ut ad requisitionem nostram suis litteris super præmissa sententia Domino Regi et Justitiariis suis velit testimonium perhibere. Mittimus

etiam vobis tenorem litteræ dicto Domino Officiali super dicta sententia dirigendæ, cui addere vel detrahere velitis, prout vobis visum fuerit expedire. Valeat fraternitas vestra in filio virginis gloriosæ.

Processus super admissione Domini Johannis de Amcotes ad corrodium suum.

xxx. 2.—Idibus Januarii A.D. m°ccc^mo quinto Adam de Amcotes, procurator domini Johannis de Amcotes, cui Magister Robertus de Alburwyk, Præpositus Beverlacensis, contulit corrodium in Bederna quod olim fuit Magistri Willelmi de Pykering, comparuit coram nobis Capitulo Beati Johannis Beverlacensis, Magistro Willelmo de Lincoln, Johanne de Risidon auditore capituli, capitulum repræsentantibus, exhibuitque quoddam procuratorium sub manu propria confectum; quo inspecto, lecto et plenius intellecto, ejusque copia penes nos retenta, Idem procurator exhibuit quamdam literam collationis, cujus tenor talis est:

1305. 13 Jany. Adam of Amcotes appears as proctor for John Amcoats to be admitted to the corrody in the Bedern vacated by death of William of Pickering, on collation of Robert of Abberwick, Provost.

R. de Alburwyke, Præpositus Beverlacensis, Dilecto nobis in Christo Domino Johanni de Amcotes, capellano, Salutem in omnium Salvatore.

Corrodium quod Magister Willelmus de Pykering, clericus, habuit in Bederna Beverlacensi per mortem ejusdem vacans et ad nostram collationem spectans cum suis juribus et pertinentiis universis tibi munere caritatis conferimus per præsentes. Valete. Datis apud Auckland Dunelmensis dyoceseos iij Non. Julii A.D. m°ccc^mo quarto.

The collation.

Itaque altercatione aliquantulum super eo quod in dicto procuratorio deficiebat, quædam clausula specialis et juramentum de observandis libertatibus et consuetudinibus et statutis præstandis: tandem, quia in eodem procuratorio multæ aliæ clausulæ speciales continebantur una cum illa "et quodlibet genus liciti sacramenti in animam meam præstandi" et illa clausula "omnia alia faciendi et si mandatum exigant speciale," Nos communicato consilio nobis assidentem dictum Dominum Johannem in persona procuratoris supradicti in forma quæ sequitur duximus admittendum; videlicet, ad corrodium prædictum ab isto die usque ad diem Sancti Petri ad vincula in manibus

Questions arising on form of proctory because it did not contain the oath to observe the statutes.

Magistri Alani de Cotum remaneat sequestratum, quem diem eidem Johanni ad veniendum et jurandum corporaliter de consuetudinibus et statutis et aliis secundum consuetudinem ecclesiæ nostræ observandis: et si ad dictum diem vel citra non venerit dictum corrodium medio tempore perceptum et proventus ejusdem cedant ordinationi Capituli: et hoc, de assensu Magistri Alani qui dicti corrodii sequestrum custodire specialiter promittebat: et si citra diem venerit vel ad diem, Magister Alanus de proventibus dicti corrodii ab isto die integraliter respondebit.

Quibus actis dictum Johannem admisimus ad corrodium prædictum in persona procuratoris suis, quatinus (*sic*) de jure fuerit admittendus; eidem in persona procuratoris sui stallum in choro per nostrum Camerarium assignantes, salvo jure cujuscunque.

Qui procurator in animam domini sui in forma quæ sequitur præstitit juramentum:

Ego juro super sacrosanctis evangeliis in animam domini mei quod fidelis ero et obediens Capitulo ecclesiæ Beati Johannis Beverlacensis, ejusque ministris in canonicis et licitis mandatis, etc.

Littera absolutoria.

1305. 22 Jany. Chapter to Alan of Humbleton, our perpetual vicar. Geoffrey of Sancton, clerk, has been absolved from excommunication passed on him for keeping a school in his house. Publish the absolution 22 Jan.

cxxxi. 2.—Capitulum Beati Jõhannis Beverlaci discreto viro Domino Alano de Humbelton perpetuo vicario nostro, Salutem in auctore salutis. Quum Galfridum de Sancton clericum a sententia excommunicationis majoris quater in anno in Ecclesia nostra provide promulgata, qua, pro eo, quod scolas in prejudicium libertatis et consuetudinum ecclesiæ nostræ in domo sua fovebat ad instantiam officii necnon et Magistri Thomæ de Brumpton, Rectoris scolarum nostrarum, extiterat involutus, absolvimus in forma juris,

Vobis mandamus quatenus (*sic*) ipsum sic a nobis a dicta sententia absolutum in processionibus in nostra ecclesia celebrandis publice et solempniter nuncietis. Datis apud Beverlacum die Sancti Vincentii Martiris Anno supradicto.

Littera supplicatoria.

1305. 27 Jany. Alan of Humbleton, Master of the

cxxxj. b. 2.—Domino Petro de Ryppeley suus Alanus de Humbelton, magister operis ecclesiæ Beverlacensis, Salutem in salutis auctore.

Tenore præsentium vos rogo attentius et requiro quatinus omnes elimosinas pia fidelium devotione collatas nobisque liberatas sive in pecunia numerata sive in aliis rebus quibuscunque consistant una cum instrumentis nostris et aliis, quæ pro prædicta ecclesia a venerabilibus patribus Archiepiscopo Eboracensi et Episcopo Lincolniensi impetrastis ut negotium dictæ ecclesiæ in eorum diocœsibus libere exequi valeretis, omni fictione præposita per præsentem bajulum mihi velitis transmittere sine mora. Et taliter in hac parte quæso meis precibus faciatis, ut vobis vestris meritis exigentibus sim futuris temporibus obligatus et quod non habeam materiem ob prædicta nomine prædictæ ecclesiæ contra vos qualitercunque ad graviora acrius procedendi.

Works of Bever Church to Pet of Ripley.

Please send by the present messenger the the alms, whet in money or other things, a the documents, etc. which you have obtained from the Arch- bishop and the Bishop of Linc for the Church. Grant this to r prayers that I n be obliged to y for the future, and have no ground for pro- ceeding agains you in a sterne manner.

Et quia sigillum meum pluribus est ignotum sigillum venerabilis Capituli Beati Johannis prædicti apponi præsentibus procuravi. Valete.

Sealed with Chapter Seal, a my own is un- known to man

Datis Beverlaci die Sancti Juliani Episcopi anno Domini m°ccc^mo quinto.

Littera credentiæ.

cxxxi. b. 3.—Reverendo in Christo Patri et Domino Thomæ, Dei gratia Eboracensi Archiepiscopo, Angliæ primati, Suum humile et devotum Capitulum Beati Johannis Beverlacensis, Salutem, obedientiam, reverentiam et honorem. 130⅝.

Chapter to Archbishop.

Quia dilectos concanonicos nostros et confratres nostros Magistrum W. de G. et Magistrum P. Emericy ad venerabilem præsentiam ob quædam negotia nos et capitulum nostrum tangentia vobis mittimus referenda paternitatem vestram reverendam attente requirimus et rogamus, quatinus dictos Magistros W. et P. vel eorum alterum, si ambo in simul non concurrant, in vobis referendis ex parte nostra cum favore* et dictis eorumdem fidem adhuc completam plenariam adhibentes.

Letter of credence for tv Canons.

Conservet vos Deus ecclesiæ suæ et populo per tempora feliciter successiva.

Littera excutoria super sententiis excommunicationis latæ propter offensam.

cxxxj. b. 4.—Capitulum [etc.] Discreto viro perpetuo vicario ecclesiæ de Langetoft, Salutem in auctore salutis. 130⅝. 12 Feb.

* Apparently a word omitted in the MS.

Chapter to Vicar of Langtoft. Thomas Wele, executor of Robert of Langtoft late Vicar choral is excommunicated at the instance of Denise Wychener.

Quum Thomam Wele executorem testamenti Domini Roberti de Langetoft, quondam vicarii in ecclesia Beati Johannis prædicti propter suam contumaciam pariter et offensam coram nobis ad instantiam Dyonisiæ Wychener de Beverlaco nuper contractam, in hiis scriptis excommunicamus justitia exigente,

Vobis rogamus quatinus ipsum Thomam sic excommunicatum solemniter et publice in ecclesia vestra denuntietis, Citantes eundem nihilominus peremptorie quod compareat coram nobis hac instante die Martis dictæ Dyonisiæ super sibi canonice proponendis ab eadem sciturus, responsurus ulterius et recepturus quod justitia suadebit.

Citetis insuper dictum Thomam executorem quod compareat coram nobis dicto die Martis quasdam cartas super quibus coram nobis judicialiter per Laurentium de Nafferton curatorem Johannis et Matildæ ad litem datum est articulatus, exhibiturum, sub pœna juris quæ requiritur in hoc casu.

Et ad probationem [etc. as on p. 89]. Datis Beverlaci iij Idus Februarii A.D. m°ccc° quinto.

Littera citatoria directa Magistro Willelmo de Lincoln.

$130\frac{5}{6}$. 12 Feb. Chapter to Canon William of Lincoln.

cxxxij. 2.—Capitulum [etc.] Discreto viro Magistro Willelmo de Lincoln confrati et concanonico nostro, Salutem et fraternam in Domino caritatem.

Ad aures nostras jam pervenit fama publica recenti,* quod infamia alias contra vos exorta super crimine fornicationis cum Cecilia de Bekingham, quæ, per nos correctione canonice inde facta, extincta totaliter credebatur, ob nimiam familiaritatem cum eadem vobis per nos legitime interdicta, ipsam in domo vestra admittendo et in locis suspectis detinendo, est apud bonos et graves per totam villam Beverlacensem et loca convicinia plus quam fuerat reaccensa, quæ nisi citius extinguatur poterit ecclesiæ et vobis grave dispendium inde forsitan provenire, et in populo fidelium grave scandalum generare.

Public report has again brought to our ears that you are defamed for intimacy with Cecilia of Beckingham in your house and elsewhere, though she had been corrected by us and forbidden to you.

Nos salutem animæ vestræ corditer affectantes, statum insuper ecclesiæ nostræ illæsum observare, ut tenemur, pro nostris viribus cupientes, ut indempnitati nostræ et vestræ pariter consulatur, tenore præsentium vos citamus [etc. as in

* Spelt "resenti."

cxxviij. b. 3, supra; substituting die Martis proxima post festum Sancti Matthiæ Apostoli for next Court day after All Saints' Day.].

Datis Beverlaci pridie Idus Februarii A.D. m^mo^ccc^mo^ quinto.

Quo die nullo modo comparuit, nec curavit post coram nobis aliqualiter comparere ob causam prædictam.

Defendant did not appear.

Citatio ex officio.

xxx. b. 2.—Capitulum [etc.] Dilecto nostro in Christo Roberto de Grimesby, gerenti se pro vicario in ecclesia nostra, Salutem in auctore salutis.

$130\frac{5}{6}$. 17 Feb. Citation ex offi of Robert of Grimsby, Vica choral;

Quum ad aures nostras jam pervenerit, fama publica referente, quod super contractu matrimoniali inter te et Julianam filiam Stephani de Grimesby legitime celebrato carnali copula subsecuta, et de conventione inter te et ipsam inita de certo eidem solvendo annis singulis in futurum, ut beneficium ecclesiasticum cujus possessioni nunc incumbis te nanscissi permitteret, et illud licet illicite optinere, apud bonos et graves fama vehemens est exorta, quæ in tantum invalescit quod ipsam ulterius dissimulare sine scandalo non valemus, nec sine periculo, quod nobis inde provenire poterit diutius tollerare.

Report says th you having contracted marriage with Juliana, daugh of Stephen of Grimsby, and consummated an agreement been made between you t pay her an annuity, so tha you could obta the benefice yo now enjoy.

Nos vero volentes jura ecclesiæ nostræ illæsa pro nostris viribus observare, salutem animæ tuæ corditer affectantes, ex officii nostri debito te citamus quatinus compareas personaliter coram nobis in Capitulo nostro die Martis proxima post diem Sancti Mathiæ apostoli super præmissis quibus taliter infamaris facturus et recepturus, quod justitia suadebit.

De die vero porrectionis præsentium tibi factæ et quid faciendum duxeris in præmissis nobis ad dictum diem constare facias per tuas litteras patentes quæ harum seriem repræsentent.

Datis Beverlaci xij° Kalendas Martii A.D. m°ccc^mo^ quinto.

Substitutio Johannis de Fitteling quæstoris fabricæ ecclesiæ nostræ; et emanavit ad instantiam Domini Alani de Humbleton.

cxxxij. 2.—Universis sanctæ matris ecclesiæ filiis pateat per præsentes, quod ego Johannes de Fitteling, clericus, venera-

$130\frac{5}{6}$. 18 Feb. Letters Patent of John of

Fitling, clerk of the Chapter of Beverley and general proctor for collection of alms for fabric, and shrine of S. John, in province of York and diocese of Lincoln, appointing Elias of Lumby, clerk, his substitute whenever he is absent.

bilis Capituli Sancti Johannis Beverlacensis ad petendum colligendum et recipiendum Christi fidelium elemosinas nomine dicti Capituli fabricæ ecclesiæ Beati Johannis prædicti et capsulæ ejusdem Sancti in provincia Eboracensi et dyocesi Lincolniensi procurator generalis, habensque potestatem specialem alium procuratorem loco mei ad præmissa et ad alia contenta in meo mandato principali faciendi substituendum in locis memoratis,

Dilectum mihi in Christo Eliam de Lumby socium meum, clericum, quotiens me abesse contigerit, ad faciendum in præmissis, quæ facturus essem si personaliter interessem, secundum vim formam et effectum mandati mei principalis procuratorem meum substituo, Ratum et firmum habiturus quicquid idem Elyas substitutus meus, ut præmittitur, nomine meo duxerit faciendum.

In præmissorum omnium et singulorum testimonium sigillum meum præsentibus est appensum, Et in signum probationis sigilli mei, quod pluribus est incognitum, sigillum venerabilis Capituli prædicti per modum collationis præsentibus apponi procuravi.

Datis Beverlaci xij° Kalendas Martii anno Domini m^mo^ccc^mo^ quinto.

1305. 25 Feb. Memorandum that Master Robert of Byham, chancellor, appeared for Canon William of Lincoln cited for 25 Feb. and alleged he was ill, so 21st March was assigned instead.

xxx. b. 4.—Memorandum quod cum Magister W. de Lincoln, Canonicus Beverlacensis, esset citatus ad diem proximam post diem Sancti Mathiæ Apostoli ex officio, ut patet in citatorio edicto sibi misso, Magister Robertus de Byham, Cancellarius, comparuit coram nobis allegans pro dicto Magistro Willelmo quod idem Willelmus gravi infirmitate detentus nullo modo coram nobis potuit comparere; unde cum nobis Capitulo de infirmitate ipsius Magistri Willelmi per assertionem dicti Magistri Roberti et aliorum legitime constaret, præfiximus eidem Magistro Willelmo in persona dicti Magistri diem Mercurii proximam post diem Sancti Cuthberti Episcopi ad faciendum et recipiendum super infamia, qua infamatus existit, quod justitia suadebit.

Monitio facta officiali Præposituræ Beverlacensis ut sequestrum per ipsum in bonis G. de G. relaxatum ostendat.

1305. 25 Feb. Chapter to official of the Provostry.

cxxxij. b. 2.—Capitulum [etc.] Discreto viro officiali præposituræ Beverlacensis, Salutem in auctore salutis.

Quum in omnes jura libertates et consuetudines Ecclesiæ nostræ infringentes qualitercunque sit sententia majoris excommunicationis quater in anno in ecclesia nostra provide promulgata, ac vos hujusmodi latæ sententiæ non ignari, ut per assertionem vestram nuper coram nobis factam plenius didicimus, falcem vestram in alienam messem immittentes, jurisdictionem nostram temere usurpantes bona Domini Gilberti de Grimmesby defuncti, quondam Precentoris in Ecclesia nostra, de facto sequestrastis, cujus testamenti probatio et bonorum administrationis concessio ad nos dinoscitur pertinere de consuetudine ecclesiæ antiqua et hactenus approbata.

Thrusting your sickle in another's harvest you have sequestrated the goods of Gilbert of Grimsby, late Precentor, whereas probate of his will and grant of administration of his goods belong to us.

Vos requirimus, insuper tenore præsentium et monemus, primo secundo et tertio, cum qualitas negotii id exposcat, quatinus, visis præsentibus, hujusmodi sequestrum per vos ut præmittitur interpositum, cum nullum sit ipso jure, relaxatum sine difficultate aliqua ostendatis, nullum impedimentum executoribus ipsius Gilberti quominus testamentum ipsius coram nobis probare valeant, ut tenentur, et ipsius ultimam exequi voluntatem decetero inferentes, seu inferri per alios facientes. Tantum faciatis quæsumus in præmissis ne pro facto vestro contra dominum vestrum, quod ex eo, quod cum ipso non facitis gradum suum debite demere reputantes tamquam repugnatorem libertatis jurisdictionis nostræ violatoremque status Ecclesiæ habeamus materiem, licet inviti, ad graviora acrius procedendi.

At sight of this relax it and offer no impediment to the executors to prove the will before us.

De die [etc.].

Datis Beverlaci v^to^ Kalendas Martii anno gratiæ m^mo^ ccc^mo^ quinto.

xxx. b. 3.—Memorandum quod litteræ de convocatione celebranda die Mercurii proxima post diem Sancti Cuthberti Episcopi emanaverunt Kalendis Martii A.D. m^mo^ ccc^mo^ quinto; et omnes litteræ emanaverunt in una forma.

$130\frac{5}{6}$. 1 March. Summons for Convocation Wednesday after 20 March.

Admissio Magistri Ricardi de Insula ad Præcentoriam in Ecclesia Beverlacensi: Magistro W. de Glovernia capitulum tunc repræsentante.

$130\frac{5}{6}$. 5 March. Admission of Richard de Lisle to the Precentorship after death of Gilbert of Grimsby, on presentation of Robert of Abberwick,

xxxi. 2.—iij Nonas Martii A.D. m° ccc^mo^ quinto Magister Ricardus de Insula admissus fuit ad Præcentoriam in ecclesia nostra ad præsentationem et collationem Magistri Roberti de

Provost, by proxies Robert of Harpham, Rector of S. Nicholas, and John of York, clerk.

Alburwyk, Præpositi Beverlacensis, inde factam, vacantem per mortem Domini Gilberti de Grimesby in personis Domini Roberti de Harpham, Rectoris ecclesiæ Sancti Nicholai, et Johannis de Eboraco, clerici, procuratorum suorum; et in personis eorundem in spiritualibus per librum, et in corporalibus per panem extitit institutus; quibus actis dictus Johannes de Eboraco in forma quæ sequitur præstitit juramentum:

Ego Johannes, habens potestatem jurandi in animam domini mei de libertatibus consuetudinibus et statutis hujus ecclesiæ observandis, juro in animam domini mei [etc. as on xxx. b. 1, *supra*].

Et quia dictus Dominus Gilbertus corrodium ad Precentorem pertinens in Bederna per annum integrum a die mortis suæ percipiet, sicut in vita sua percipere consuevit, quædam clausula in dicto juramento de personali et continua residentia facienda usque adventum dicti Ricardi omissa extitit graciose.

× Memorandum quod Dominus Gilbertus de Grymesby nichil habuit de corrodio suo postquam traditus fuit sepulturæ; successor suus statim illud percepit.

1305. 9 March. Chapter to Walter of Kelsey and John Virley, clerks.

Monitio ut quis desistat a regimine Scolarum.

cxxxii. b. 2.—Capitulum Beati Johannis dilectis nobis in Christo Waltero de Kelsay et Johanni Virly clericis, Salutem etc.

Robert of Dalton keeps an unlicensed school in Dalton. Warn him to desist within 3 days.

Cum in omnes Libertatem Beati Johannis prædicti ausu nephario infringentes majoris excommunicationis sententia quater in anno in Ecclesia nostra sit salubriter promulgata; ac ut intelleximus, fama publica referente, quod quidam Robertus de Dalton suæ salutis immemor dictam sententia non formidans in villa prædicta scolas regit notorie adulterinas in nostræ ecclesiæ Libertatis prejudicium maximum et contemptum:

Vobis mandamus firmiter injungentes quatinus, quam cito optulerit se facultas, quibuscunque diebus dictum Robertum moneatis quod infra tres dies proximo computandos, quorum primum diem pro prima, secundum diem pro secunda, et tertium diem pro tertia et peremptoria monitione sibi volumus computari, ab hujusmodi scolarum regimine totaliter desistat ibidem et alibi extra Beverlacum infra nostræ Ecclesiæ

If he does not proclaim him excommunicated.

× This mark is in the original referring to the memorandum at bottom of the page.

Libertatem, seu ipsius et Rectoris Scolarum nostrarum elusionem dispendium seu gravamen; Et quod talia seu similia contra Ecclesiam nostram ejusque statum antiquissimum a tempore observatum cujus memoria non existit non attemptet, seu faciat aliqualiter attemptari;

Quod si idem Robertus monitionibus vestris non paruerit sibi legitime nunc alias factis, sed in sua pertinacia decreverit persistere sicut alias persistebat, Vos ipsum in sententiam majoris excommunicationis quater in anno in Ecclesia nostra promulgatam publice et solempniter nuntietis incidisse.

Et ad probationem mandati nostri totaliter adimpleti renunciatis nobis citra diem Annunciationis Beatæ Mariæ Virginis præsentes sigillis vestris pendentibus consignatas. Datas Beverlaci vii Idus Martii A.D. supradicto i.e. 1305.

[Relaxation of this, cliv. b. 2, 6 Id. Nov. 1306.]

Privatio consuetudinis Ecclesiæ nostræ super sequestratione bonorum Præposituræ.

1306. 28 March. Archdeacon of East Riding, J. of Crowcombe as Vicar General of Archbishop absent from diocese, to Alan of Coatham and Gilbert of Yarwell.

cxxxiij. 2.—J. de Craucumb, Archidiaconus Estriding, Venerabilis patris Domini W. permissione divina Eboracensis Archiepiscopi Angliæ primatis, ipso extra suam dyocœsim existente Vicarius generalis, Dilectis sibi in Christo Magistro Alano de Cotom et Domino Gilberto de Yarewelle, Salutem in omnium Salvatore.

We have sequestrated the goods of the Provostry and appoint you keepers of it.

Officium nostrum exigit et requirit ut bona ecclesiastica, salubriter conserventur: Hinc est quod nos ex certa causa omnia bona ecclesiastica ad Præposituram Beverlacensem spectantia sequestravimus, et custodiam sequestri hujusmodi vobis conjunctim et divisim committimus per præsentes Inhibentes sub pœna excommunicationis quam nunc proferimus in hiis scriptis, ne quis contra voluntatem vestram de dictis bonis ordinet aliquid vel disponat.

In cujus rei testimonium huic præsenti scripto sigillum nostrum duximus apponendum.

Dated at Bishop Burton.

Dato apud Burton juxta Beverlacum v^to^ Kalendas Aprilis anno Domini m^o^ccc^mo^ sexto.

Monitio pro corrodio ad Archiepiscopum spectante.

1306. 2 April. Chapter to Alan of Coatham proctor of Provost.

cxxxiij. 3.—Capitulum [etc.] Discreto Magistro Alano de Cotum, procuratori Bedernæ Beverlacensis, Salutem in aucto salutis.

The Archbishops' corrody in the Bedern belongs to us *sede vacante*.

Quum corrodium Archiepiscopi in Bederna prædicta vacante Archiepiscopatu, ad nos dinoscitur pertinere de consuetudine ecclesiæ nostræ antiqua et hactenus approbata,

Pay it from Michaelmas last up to date within 3 days of receipt of this.

Vobis mandamus quatinus de dicto corrodio ad Archiepiscopum spectante in manu vestra existente a die Sancti Michaelis usque ad præsentem diem nobis infra triduum a die receptionis præsentium satisfaciatis prout jus ecclesiæque nostræ consuetudo exigit et requirit.

De die vero porrectionis præsentium [etc.].

Datis Beverlaci iiij^to^ Nonas Aprilis, anno gratiæ supradicto.

* Nota bene: ne pertranseas.

Receptio personalis Domini Johannis de Amcotes.

1306. 9 April. John of Amcoats chaplain personally admitted to corrody in Bedern and excused residence till 1 August.

xxxi. 3.—Quinto Idus Aprilis Anno Domini m°ccc^mo^ sexto comparuit coram nobis Dominus Johannes de Amcotes capellanus, et petiit se admitti et personaliter installari ad illud beneficium ad quod fuerat alias† admissus per procuratorem suum, ut superius patet; Nos vero capitulum memoratum audita petitione ipsius Johannis ipsum admisimus et personaliter fecimus installari ad beneficium memorandum.

Ad hæc eidem Johanni humiliter supplicanti ut super non residentia sua ex certis causis usque ad certum tempus dispensare, quatinus ad nos attinet, dignaremur, Nos usque festum Sancti Petri ad Vincula ut interim sibi necessaria provideat pro residentia personali et continua faciendi secundum ordinationem et statuta ecclesiæ nostræ petitioni suæ duximus annuendum.

1306. 11 April. J. Crowcombe, Archdeacon of the East Riding, Vicar General of the Archbishop in his absence from the diocese, to Chapter. Hearing of the death of the Provost Robert of Abberwick we sequestrated the goods of the Provostry but finding, that this was contrary to the custom of the Church.

xxxi. 4.—Quære quandam literam quam incipit J. de Craucumb in xxxii folio‡ quæ præcedit istam per quam privabatur consuetudine.

Restitutio consuetudinis ecclesiæ per Johannem de Craucumb.

J. de Craucumbe, Archidiaconus Estriding, venerabilis patris Domini Willelmi permissione divina Eboracensis Archiepiscopi Angliæ primatis, ipso extra suam dyocœsim existente,

* Marginal note in different hand.

† See entry of 5 June, 130⅝, *supra*.

‡ This folio is apparently that now numbered cxxxiij. 2, *supra*.

Vicarius generalis, Capitulo Beati Johannis Beverlacensis, Salutem in omnium Salvatore.

Nuper prælato rumore de morte Magistri Roberti de Alberwyk, quondam Præpositi ejusdem ecclesiæ, bona præposituræ prædictæ ad salvandum jus ecclesiæ vestræ fecimus sequestrari; Et quia ut intelleximus talis sequestratio de antiqua consuetudine ad vos pertinere debet, vos vestræ consuetudini in hac parte restituimus per præsentes. Valete.

Datis Eboraci iij Idus Aprilis anno graciæ m°ccc^mo sexto.

Nos igitur consuetudine ecclesiæ nostræ, ut præmittitur restituta, omnia bona ad præposituram nostram (xxxi. b.) Beverlacensem spectantia mobilia et se moventia, redditus, fructus et proventus omnimodos sequestramus, et sub arcto sequestro præcipimus custodiri. Inhibentes sub pœna excommunicationis majoris quam proferimus in hiis scriptis, ne quis de dictis bonis præter voluntatem nostram, seu custodum nostrorum, quos ad dictum sequestrum nostrum custodiendum deputabimus speciales, aliquid ordinet vel disponat, vel ad eadem bona manus apponat ea alienando, vel etiam occultando.

Actis in capitulo nostro ij Idus Aprilis, A.D. m°ccc^mo sexto.

1306. 12 April. The Chapter sequestrate the goods of the Provostry vacant by death of Robert of Abberwick Provost.

Hujusmodi sequestrum nostrum in Bederna nostra Beverlacensi Domino Johanni de Risendone, Camerario nostro, et Roberto de Crakall, clerico nostro, committimus custodiendum, ita, quod nulla bona alienet set ea salvo custodiet, præterquam pro necessaria sustentatione Bedernæ. Et sequestrum ad ipsam præposituram spectantis* in bonis manerii de Welwyke commissum fuit Domino Hugoni de Ottringham, vicario, custodiendum ut in commissione sibi facta, ut inferius patet, plenius continetur, sequestrum vero in bonis manerii de Leven commissum fuit Domino Johanni de Rolleston vicario custodiendum, ut in commissione sua inferius scripta plenius continetur.

Appoint to custody of goods in Bedern John of Risendon, their Chamberlain;

in Manor of Welwick Hugh of Ottringham; in Manor of Leven John of Rolleston;

Sequestrum in bonis maneriorum Walkington, Burton, Dalton, Midilton, Lokynton, et Ruston commissum fuit Johanni de Swyn clerico, ut in commissione sibi facta plenius continetur.

in Manors of Walkington, Burton, Dalton, Middleton, Lockington, and Ruston, John of Swine, clerk.

Protestatio.

Memorandum quod in Bederna prædicta fuit protestatum per Magistrum Henricum de Carlton et Dominum Willelmum

Protestation that the sequestration is in no way

* Apparently for spectantium.

ıtended to rejudice the laim of the rown to the stody of the rovostry during acancy.

de Sothill canonicos, nomine capituli, in præsentia Thomæ de Thorne, notarii, Rogeri Golston ballivi Domini Archiepiscopi, J. de Risendon, R. de Crackall et aliorum multorum fidedignorum, se nolle per hujusmodi sequestrum in bonis præposituræ, ut præmittitur, per ipsum Capitulum interpositum, juri Domini Regis qui custodiam præposituræ, vacante ipsa præpositura, vendicabat, in aliquo derogare; sed jura et consuetudines ecclesiæ suæ illæsas velle, ut tenentur, observare, et præcipue, cum custodia præposituræ, vacante ipsa præpositura, ad ipsum Capitulum de consuetudine antiqua dinoscitur pertinere, cui consuetudini per Magistrum J. de Cra. ut supra, quatenus eam consuetudinem de facto fuerant privati, commode fuerunt restituti.

he keys of sdern delivered sequestrator ho held till the ception of rovost Walter ynolds.

Qua protestatione facta liberatæ fuerunt Domino J. de Risindone et R. de Crakall omnes claves Bedernæ, et ministrabant in Bederna pacifice nomine Capituli et sine aliqua contradictione usque ad receptionem Domini Walteri Reginaldi nunc Præpositi.

Commissio.

Capitulum Beati Johannis Beverlacensis Discreto viro Domino Johanni de Roleston, perpetuo vicario nostro, Salutem in auctore salutis.

Mandatum venerabilis viri Magistri Johannis de Craucumbe, Archidiaconi Estriding. [etc. reciting the restoration of the Chapter's right, as above.]

xxxii. —Nos igitur consuetudinı ecclesiæ nostræ antiquæ et [h]actenus approbatæ, ut præmittitur, restituti præposituram prædictam et omnia bona corporalia et spiritualia ad ipsam præposituram spectantia sequestravimus jure nostro: Tibi vero, de cujus fidelitate et industria reportamus fiduciam specialem, hujusmodi sequestrum nostrum in manerio de Leven et in omnibus bonis ad idem manerium spectantibus committimus custodiendum cum cohercionis canonicæ potestate Inhibentes sub pœna excommunicationis majoris, quam præferimus in hiis scriptis, ne quis de dictis bonis præter voluntatem tuam aliquid adimet vel disponat.

Datis in Capitulo nostro ij Idus Aprilis anno Domini m°ccc^mo sexto.

[Commissions follow in similar terms to "Johanni de

Swyna, clerico nostro" for manors of Walkington, Burton, Dalton, Lokington, Midelton and Reston, and to "Hugoni de Ottringham, perpetuo vicario nostro" for Welwyk.]

Admissio Willelmi procuratoris Præpositi.

1306. 13 April. Admission of Walter Reynolds to the Provostry on presentation of the Crown, the Archbishopri being vacant, in person of his proxy William o Byrston.

xxxij. b.—Idibus Aprilis A.D. m° ccc^mo sexto comparuit coram Capitulo, Magistris Waltero de Glouvernia H. de Carlton et Willelmo de Sothill, Canonicis tunc Capitulum facientibus, Magister Willelmus de Byrston procurator Domini Walteri Reginaldi, cui Dominus Rex contulit præposituram Beverlacensem ratione Archiepiscopatus tunc vacantis et in manu sua existentis, porrexit dicto Capitulo collationem domino suo de dicta præpositura factam, in hæc verba:

Collatio.

Collation by the King 3 April, 1306.

Edwardus, Dei gratia, Rex Angliæ, Dominus Hiberniæ et dux Aquitaniæ, Omnibus ad quos præsentes litteræ pervenerint, Salutem.

Sciatis quod dedimus et concessimus dilecto clerico nostro Waltero Reginaldi præposituram Beati Johannis in ecclesia Beverlacensi vacantem per mortem Magistri Roberti de Alburwyk nuper Præpositi ejusdem ecclesiæ et ad nostram donationem spectantem, ratione Archiepiscopatus Eboracensis nuper vacantis et in manu nostra tunc existentis, Habendum cum omnibus juribus et pertinentiis suis quibuscunque.

Dated at Winchester.

In cujus rei testimonium has litteras nostras fieri fecimus patentes. Teste me ipso apud Wyntoniam iij° die Aprilis, anno regni nostri tricesimo quarto.

Procuratorium procuratoris Præpositi.

Lecta dicta collatione dictus procurator ad declarandum potestatem mandati, per dictum Dominum Walterum dominum suum sibi dati, quoddam interposuit procuratorium in scriptis cujus tenor talis est:

Form of proxy 6 April, 1306.

Pateat universis per præsentes quod nos Walterus Reginaldi, præpositus ecclesiæ Sancti Johannis Beverlacensis, Eboracensis Dyocesœos, ad recipiendum nomine nostro possessionem corporalem dictæ præposituræ cum suis pertinentiis universis, et omnia alia expedienda quæ in ipsius

possessionis adeptione [necessaria] fuerint, seu etiam opportuna, necnon ad faciendum et disponendum de servientibus et ministris ejusdem, fructibus, proventibus ac etiam universis singulis obventionibus ipsam præposituram qualitercunque contingentibus prout melius et commodius videbitur expedire, dilectum nobis in Christo Magistrum Willelmum de Birston clericum procuratorem nostrum verum et legitimum ordinamus, facimus, et constituimus per præsentes, dantes eidem insuper in omnibus causis et negotiis potestatem specialem et mandatum generale nomine nostro et præposituræ prædictæ agendi, defendendi, in animam nostram quodlibet generis liciti sacramenti præstandi; status nostri reformationem et integram restitutionem, necnon expensas, damna et interesse totiens quotiens opus fuerit petendi, recipiendi, crimina et defectus judicandi, ac cetera omnia et singula faciendi et expediendi, quæ in præmissis, vel aliquo præmissorum mandatum exigunt generale vel speciale; alium procuratorem loco sui substituendi, substitutum revocandi, quotiens et quando eidem videbitur expedire; pro eodem etiam et ab ipso substituto rem ratam haberi, et judicatum solvi sub ypoteca rerum nostrarum, promittimus et exponimus cautiones.

Sealed with seal of Coventry and Lichfield,

In cujus rei testimonium sigillum venerabilis patris Domini Willelmi, Dei gratia Coventrensis et Lichfeldensis Episcopi, eo quod sigillum proprium pluribus est incognitum, præsentibus est appositum.

Datis Wyntoniæ vj die Aprilis A.D. m^mo^ ccc^mo^ sexto.

viz., an oval seal in green wax, in middle a Bishop in Pontificals, and round the edge, Seal of &c.

xxxij. b. 3.—Quod quidem procuratorium erat sigillatum sigillo dicti patris magno oblongo in viridi cera pendente, in cujus sigilli medio apparuit imago Episcopi stantis in pontificalibus induti et in circumferentia ejusdem erat scriptum "Sigillum Dñi W. dī grā Coventr et Lich Epi."

The Provost's proxy produces letter from Archbishop's Vicar General directing chapter to admit him.

xxxiij.—Dictus vero procurator, lecto procuratorio suo exhibuit quamdam litteram Capitulo per Magistrum J. de Craucumb Domini Archiepiscopi, ipso extra suam dyocœsim existente, Vicarium generalem, directam; in qua continebatur qualiter Dominus Rex dictum Dominum Præpositum Domino Archiepiscopo ad præposituram prædictam præsentavit mandans eidem Archiepiscopo dictum Præpositum inducere in corporalem possessionem præposituræ memoratæ; et qualiter Dominus Archiepiscopus dicto vicario suo dicti

mandati regii autoritate suas litteras dirigebat ut dictum Dominum Præpositum induceret in corporalem possessionem præposituræ prædictæ; et qualiter dictus Vicarius nobis Capitulo super dicta inductione suas litteras dirigebat;

Chapter reject this as the Provost ought to be presented to the chapter direct, but admit the proxy in virtue of the King's collation.

Set quia nobis Capitulo hujusmodi mandatum Archiepiscopi seu Vicarii contra consuetudinem ecclesiæ nostræ esse videbatur; pro eo, quod Præpositus nobis Capitulo immediate deberet præsentari, de consuetudine ecclesiæ nostræ antiqua et hactenus approbata, sive a Domino Rege, vacante sede Eboracensi, sive ab Archiepiscopo præsentetur;

Nos, habita primo deliberatione, collationi regis licet generaliter factæ, ut superius patet, inhærentes, dictum dominum Præpositum ad præposituram prædictam ad dictam collationem Domini Regis eidem factam duximus admittendum, omissa littera Domini Vicarii supradicti, protestatione prius facta, Nos per hujusmodi admissionem ad collationem Domini Regis nolle juri alieni derogare, nec hoc ex contemptu prælati nostri prædicti aliquid facere, set jura et consuetudines ecclesiæ nostræ illæsas, ad quarum observantiam fuimus astricti vinculo juramenti velle, ut tenemur, observare:

Qui quidem procurator, Domino suo in persona sua ad præposituram admisso, secundum consuetudinem ecclesiæ nostræ in animam Domini sui juramentum præstitit in hac forma; et assignavimus Domino suo in persona sua ipsius procuratoris quod citra festum Sancti Petri ad vincula veniat personaliter jurare: quibus actis dictum Dominum Præpositum in persona procuratoris sui prædicti in possessione Bedernæ per Dominum Johannem de Risindon, tunc camerarium nostrum et causarum Capituli nostri auditorem, fecimus induci, et in corporalem possessionem maneriorum exteriorum cum omnibus juribus et pertinentiis suis per Robertum de Crackall clericum nostrum et Willelmum de Tenlby habentes super hoc mandatum speciale, cujus tenor talis est:

1306.
14 April.
Chapter to Robert of Crakehall, clerk, and William of Tenlby. Admit Walter Reynolds to the outlying Manors of the Provostry in the person of his proxy.

Capitulum Beati Johannnis Beverlacensis dilectis nobis in Christo Roberto de Crackall, clerico nostro et Willelmo de Tenlby, Salutem, in omnium salvatore.

Quum Dominum W. Reginaldi ad collationem Domini Edwardi, Dei gratia, Regis Angliæ illustrissimi, vacante tunc sede Eboracensi, ad præposituram nostram Beverlacensem cum omnibus juribus et pertinentiis suis in persona Magistri Willelmi de Birston procuratoris sui ad hoc legitime constituti

admisimus secundum consuetudinem ecclesiæ nostræ et in possessionem Bedernæ in persona dicti procuratoris induci fecimus corporalem, vobis mandamus quatinus dictum Dominum Præpositum in persona dicti procuratoris in corporalem possessionem omnium maneriorum exteriorum ad dictam præpositurarn spectantium cum omnibus fructibus obventionibus et proventibus ad dictam præpositurarn ex antiqua et approbata consuetudine ecclesiæ nostræ vel de jure spectantibus vice nostra inducatis. Et quid in præmissis feceritis vos per vestras litteras patentes curetis reddere certiores. Valete.

Datis in capitulo nostro xviij Kalendas Maii [etc.].

Littera de inductione in corporalem possessionem præposituræ.

1306. 24 April. Letters Patent of Chapter.

xxxiij. b.—Capitulum [etc.] Omnibus ad quos præsentes litteræ pervenerint, Salutem in Domino sempiternam.

Know all we have admitted Walter Reynolds to the Provostry in the person of his proxy.

Noveritis nos Dominum Walterum Reginaldi, in persona Magistri Gilberti de Birston procuratoris sui legitime constituti, in præposituram nostram Beverlacensem admisisse secundum formam, vim et effectum collationis sibi factæ de præpositura prædicta per excellentissimum principem Dominum Edwardum, Dei gratia Regem Angliæ illustrem, ad quem collatio ejusdem tunc temporis pertinebat, ipsumque Dominum Walterum in persona procuratoris sui præfati in possessionem ejusdem præposituræ cum omnibus juribus et pertinentiis suis per Robertum de Crackall et Willelmum de Tenleby, quos ad inductionem hujusmodi faciendum assignavimus vice nostra, induci fecimus corporalem.

In cujus rei testimonium sigillum nostrum præsentibus est appositum.

Datis in capitulo nostro viij Kalendas Maii [etc.].

Bona eidem Præposito per indenturam liberata.

Goods of the Provostry delivered to Robert of Abberwick and Walter Reynolds on their respective admissions.

xxxiij. b. 2.—Summa bonorum quæ secundum computationem debent remanere in præpositura iiij^{xx} xij bovetti

Summa affrorum qui debent remanere . . . . xlij affri

Summa vaccarum . . . . iiij^{xx} vaccæ

Summa bovettorum, boviculorum et vitulorum . . .	vj^{xx}, videlicet, de quolibet genere xl
Summa multonum . .	Dc multones
Summa ovium matricum . .	cccclx oves matrices
Summa porcorum, verrorum, suum, et porcorum . .	iiij^{xx} vj porci

Sciendum quod liberabantur magistro Roberto de Alburwyk

	iiij^{xx} xj bovetti, deficit bos, pretii x^{s}
Item, eidem liberabantur .	xlij affri
Item, eidem . . .	lj vaccæ; deficiunt xxix vaccæ, quæ valent xj^{li} xij^{s}, pretii cujuslibet viij^{s}
Item, eidem liberabantur . .	iiij boves in tertio anno, deficiunt xxxvj bovetti; qui valent x^{li} xvj^{s}, pretii cujuslibet vj^{s}
Item, eidem liberabantur . .	xvj boviculi; deficiunt xxiiij boviculi, qui valent iiij^{li} xvj^{s}, pretii cujuslibet iiij^{s}
Item, eidem . . .	xlvj vituli; excedunt de vj vitulis, qui valent ix^{s}
Item, eidem . . .	lxx multones; deficiunt Dl multones, qui valent xlviij^{li} xv^{s}, pretii cujusdem xviij^{d}
Item, eidem	D.c. v^{xx} x ovus matrices, excedunt de ccl ovibus, quæ valent xviij^{li} ij^{s} vj^{d}, pretii cujuslibet xv^{d}
Item, eidem . . .	cc v^{xx} viij hoggi; excedunt omnes, qui valent xvij^{li} viij^{s}, pretii cujuslibet xij^{d}

Porci non numerabantur, quia furtive substracti licet Capitulum posuerat diligentiam, quam potuit ; deficiunt iiij^{xx} vj porci, qui valent x^{li} xv^{s}, pretii porci ij^{s} vj^{d} :

Summa defectuum . . .	iiij^{xx} vij^{li} iiij^{s}
Summa excessuum . .	xxxv^{li} xix^{s} vj^{d}
Sic remanet de claro in defectu .	lj^{li} iiij^{s} vj^{d}

Bona liberata Waltero Reginaldi

	iiij^{xx} iij bovetti ; deficiunt ix bovettorum, qui valent iiij^{li} ix^{s}
(xxxiv.) Item, vaccæ . . .	l ; computantur iij tauri loco vaccarum, deficiunt xxx vaccæ, qui valent xij^{li}
Item, bovetti in tertio anno .	xij ; deficiunt xxviij, qui valent vij^{li} viij^{s}
Item, stirketti . . .	lx, excedunt de xx, qui valent iiij^{li}
Item, vituli . . .	xiij, deficiunt xxvij, qui valent xl^{s} vj^{d}
Item, affri et jumenta . .	xl, deficiunt ij, qui valent xx^{s}
Item, sues, porci et porcelli .	lxvj ; deficiunt xv, qui valent xxxvij^{s} vj^{d}
Item, multones . . .	lvj multones : deficiunt D lxiiij, qui valent xlix^{li} xvj^{s}
Item, oves matrices . .	D iiij^{xx} : excedunt de cxxvj, quæ valent ix^{li} ij^{s} ij^{d}
Item, hoggi . . .	cc iij^{xx} viij ; omnes excedunt, qui valent xv^{li} viij^{s}
Item, agni . . .	cccxxiiij ; omnes excedunt, qui valent xj^{li} iiij^{s}, pretii cujuslibet vij^{d}
Summa defectuum . .	lxxviij^{li} xij^{s}
Summa excessus . . .	xxxix^{li} xiiij^{s} vj^{d}
Sic deficiunt de claro . .	xxxviij^{li} xvij^{s} vj^{d}

Animalia reperta in præpositura liberata custodibus sequestri in bonis præposituræ per Willelmum de Prato interpositi; et per ipsum deliberata Willelmo de Melton:

Videlicet	xxxvij affri; deficiunt v, qui valent lj^{s}
Item, bovetti . . .	iiij^{xx} et vj; deficiunt vj bovetti, qui valent lix^{s}
Item, vaccæ . . .	xlix; computatis iij tauris loco vaccarum, deficiunt xj, quæ valent iiij^{li} viij^{s}
Item, bovetti iiij^{or} annorum .	x; deficiunt xxxv, qui valent x^{li} x^{s}
Item, bovetti iij annorum . .	x; deficiunt xxx, qui valent vj^{li}
Item, bovetti ij annorum . .	xix) excedunt, et va-
Item, bovetti j anni . .	xxxvj) valent viij^{li} v^{s}
Item, vituli de exitu istius anni .	xxxj; deficiunt ix, qui valent xiij^{s} vj^{d}
Item, multones . . .	iiij^{xx}: deficiunt Dxl, qui valent xlviij^{li}
Item, oves matrices . .	D iiij^{xx}ij, excedunt de cxxiij, quæ valent viij^{li} xviij^{s} ix^{d}
Item, hoggastri . . .	ccviij; omnes excedunt, qui valent xij^{li} viij^{s}
Item, agni . . .	ccccxliij; omnes excedunt, qui valent xv^{li} v^{s} j^{d}
Item, apri, sues, porci, porculi, porcelli	iiij^{xx}xvij; excedunt de xj, qui valent xxvij^{s} vj^{d}
Summa defectuum . .	lxxv^{li} xviij^{d}
Summa excessus . . .	xlvj^{li} iiij^{s} iiij^{d}
Sic deficiunt de claro . .	xxviij^{li} xvj^{s} viij^{d}

Admissio Domini Thomæ de Jarewel ad vicariam suam.

xxxiv. b.—Tertio decimo Kalendas Maii A.D. m^{mo}ccc^{mo} sexto 1306.
Præsentavit nobis Magister Willelmus de Lincoln Dominum Thomam de Jarewell ad vicariam stalli sui vacantem per canonicam amotionem Roberti de Grymmesby, pro eo quod idem Robertus infra annum secundum constitutionem inde

19 April. Admission of Thomas of Yarwell to the Vicar Choral of the prebend of William of Lincoln, &c.

by the removal of Robert of Grimsby for not becoming a priest within a year, according to the constitution in that behalf.

factam non fuit ordinatus in presbyteratum; cujus præsentationis tenor talis est:

Reverendo in Christo Capitulo Beati Johannis Beverlacensis suus devotus clericus Willelmus de Lincoln in eodem Capitulo concanonicus et confrater, Salutem et fraternæ caritatis continuum incrementum.

Ad vicariam stalli mei in ecclesia Beati Johannis prædicti vacantem et ad præsentationem meam spectantem Dilectum mihi in Christo Dominum Thomam de Jarewell, capellanum præsento vestræ reverentiæ humiliter supplicans et devote, quatinus ipsum ad ipsam vicariam velitis admittere, sibique ulterius facere ex vestro officio quod incumbit.

Datis apud Beverlacum die Sabbati proxima post festum Annuntiationis Beatæ Mariæ A.D. millesimo trecentesimo sexto.

Installation by Chamberlain and Succentor, until it has been settled who has the right to instal.

Qui quidem virtute prædictæ præsentationis secundum consuetudinem ecclesiæ nostræ admissus juramentum præstitit consuetum, et installatus fuit per Dominum Johannem de Risindon tunc Camerarium et Dominum Hugonem de Ottringham tunc succentorem donec discussum fuerit per quem vel ad quem installatio canonicorum et vicariorum et aliorum portianatorum in ecclesia nostra debeat pertinere; Magistris Waltero de Glouvernia, H. de Carlton, et Domino W. de Sothill, canonicis, Capitulum facientibus dicto die.

Admissio W. de Normanton ad præsentationem Magistri H. de Carlton iterato factam.

1306. 19 April. Admission of William of Normanton to Vicar Choralship on second presentation of Henry of Carlton, as he had not taken priest's orders within a year of admission, by reason of there being no Diocesan to ordain him.

xxxiv. b. 2.—Memorandum quod Magister H. de Carlton eodem die Willelmum de Normanton, diaconum, ad vicariam stalli sui vacantem per lapsum anni, pro eo quod idem Willelmus infra annum secundum constitutiones inde factas non fuerat in presbiterum ordinatus, quia nec illo tempore fuerat dyocesanus, qui ipsum poterat ordinare, iterato præsentavit, qui virtute hujusmodi præsentationis admissus, iterato juramentum præstitit consuetum; et de novo ad mandatum Capituli fuerat installatus et in corporalem possessionem vicariæ suæ inductus, prout consuetudo ecclesiæ nostræ exigit et requirit:

Præsentibus tunc in Capitulo Magistris Waltero de Glouvernia, H. de Carleton, et Domino W. de Sothill, canonicis supradictis: Datis die et anno supradictis.

Citatio facta Willelmo de Anlanby.

1306. 19 April. By Chapter. Citation of William of Anlaby, clerk, to come and take the oath required by his benefice in the church, he not having taken it before, because he was not of age.

xxxiv. b. 3.—Capitulum [etc.] Dilecto nobis in Christo Willelmo de Anlanby, clerico nostro, Salutem in auctore salutis.

Quum in admissione tua ad beneficium quod optines in ecclesia nostra, prout ipsius ecclesiæ exigit consuetudo, nullum juramentum personaliter præstitisti, minore ætate te tunc temporis existente, tenore præsentium peremptorie te citamus, quatinus compareas coram nobis in Capitulo nostro infra mensem a die dati præsentium de consuetudinibus et statutis ecclesiæ nostræ observandis personaliter juraturus, prout beneficium tuum in eadem exigit (xxxv.) et requirit, facturus ulterius et recepturus quod justitia consuetudoque dictæ Ecclesiæ suadebit; sciturus vero quod, sive veneris sive non procedemus contra te, quatenus (*sic*) de jure et consuetudine ecclesiæ nostræ fuerit procedendum. Valeas.

Datis in Capitulo nostro xiij Kalendas Maii A.D. millesimo trecentesimo sexto.

Admissio Domini Nicholai de Bauquell in Canonicum et in fratrem.

1306. 26 April. Chapter, in accordance with letter from Abp William Greenfield, enclosing papal provision, admit John of Stoke as proxy of Nicholas, son of Sir John of Bakewell, Kt., to be fellow-canon and brother, to await the next vacant prebend not lawfully due to anyone else.

Acta coram nobis Capitulo Beati Johannis Beverlacensis vj Kalendas Maii A.D. millesimo ccc^mo^ sexto.

Dominus Johannes de Stoke, presbiter, Norwycensis dyoceseos, procurator Domini Nicholai, nati Domini Johannis de Bauquell, militis, comparuit coram nobis in Capitulo nostro et litteras Venerabilis patris Domini W. permissione divina Eboracensis Archiepiscopi nobis præsentavit, quarum tenor talis est:

Willelmus permissione divina Eboracensis Archiepiscopus, Angliæ primas, Dilectis in Christo filiis Capitulo nostro Beverlacensi, Salutem, gratiam, et benedictionem.

Cum sanctissimus in Christo pater et dominus noster, Dominus Clemens papa quintus, Nicholao nato nobilis viri Domini Johannis de Bauquell, militis, canonico Beverlacensi de canonicatu et præbenda ecclesiæ Beverlacensis, quam duxerit acceptandam, gratiam fecerit specialem,

Nobis litteris apostolicis provisoriis et executoriis, ac processu super hoc factis et habitis, præsentatis, quas coram

nobis fecimus recitari, quem in persona Johannis de Stowe, presbiteri, procuratoris sui legitimi ejus nomine recepimus, quantum in nobis est, in dictæ Beverlacensis Ecclesiæ Canonicum et in fratrem, Vobis mandamus quatinus circa ipsum in hac parte ulterius in hac parte exequamini, quod est vestrum. Valete.

Datis apud Widmerpol x Kalendas Maii anno gratiæ millesimo ccc sexto, et pontificatus nostri primo.

Quibus lectis dictus procurator ad declarandum potestatem mandati sui per Dominum suum præfatum sibi facti, quoddam procuratorium in scriptis interposuit: quo lecto, et ejusdem copia sub manu publica penes nos retenta, idem procurator litteras apostolicas provisorias et executorias, et processus super hoc factos et habitos præsentavit; quibus coram nobis recitatis et earum copiis penes nos retentis dictum Dominum Nicholaum in persona Johannis de Stowe, presbiteri, procuratorem suum legitimum, habita prius deliberatione, recepimus, quantum in nobis est, in nostræ Beverlacensis ecclesiæ canonicum et in fratrem, secundum vim, formam et effectum litterarum dicti patris, et provisionis sibi factæ, sub expectatione prebendæ nulli alii de jure debitæ in nostra ecclesia proximo vacaturæ.

Acta * fuerunt hæc in capitulo prædicto die et anno supradictis; Magistris Waltero de Glovernia, Henrico de Carleton, et Domino Willelmo de Sothill, canonicis, ipsum Capitulum tunc repræsentantibus; præsentibus insuper Dominis Johanne de Risindon, tunc Auditore causarum Capituli, Roberto de Siglesthorn, Bernardo de Kirkeby, Thoma de Graingham, Willelmo de Normanton et Thoma de Yarewell, vicariis in ecclesia Beati Johannis prædicti: Magistro Ada de Lindesai, notario pupplico, Domino Henrico de Glouvernia et multis clericis de secunda forma,

Sub ea tamen protestatione, quod eatenus valeat dicta nostra admissio, quatinus vires et effectus gratiæ sibi factæ se extendunt, salvoque jure cujuscunque, salvis etiam exceptionibus, tam contra dictum Dominum Nicholaum quam gratiam sibi factam, per nos vel aliquem alium cujus competit vel competet in hac parte coram quocunque judice

* A comic face, with the expression "Don't you wish you may get it," is drawn in the margin.

competente executore vel executoribus proponendis pro loco et tempore oportunis.

xxxv. 2.—Acta in capitulo xvij Kalendas Junii anno supradicto. Willelmus de Anlanby, clericus Berfell[arius], comparuit coram nobis secundum formam citationis sibi factæ et juramentum de observandis consuetudinibus et statutis hujus ecclesiæ præstitit consuetum prout beneficium suum exigit et requirit, cum ista protestatione, salva sibi gratia concessa et etiam concedenda super non residendo.

1306. 16 May. William of Anlaby, clerk berefellar, appeared and took oath according to the statutes, without prejudice to his grace for non-residence.

Littera acquietanciæ facta Magistro Ricardo de Charlesthorpe (non emanavit).

cxxxiij. 4.—Noverint universi quod nos Capitulum [etc.] recepimus de Magistro Ricardo de Charlesthorpe triginta libras sterlingorum, novem solidos et sex denarios, pro trecentis multonibus, viginti vaccis, uno tauro, duobus juvencis, decem bovettis, et viginti boviculis eidem pro sustentatione Bedernæ nostræ necessaria facienda per Johannem de Eboraco clericum, procuratorem nostrum de consensu Domini Thomæ de Graingham custodis sequestri nostri in bona prepositurae ecclesiæ nostræ per nos interpositi venditis et liberatis.

Quam venditionem et quæ animalia eidem Ricardo warantizamus; Ad quam warantizationem obligamus nos imperpetuum per præsentes.

In cujus rei testimonium, etc.

Datis in capitulo nostro Nonis Junii anno gratiæ m^mo^ ccc^mo^ quarto.

1306. 5 June. Letters Patent of Chapter. Receipt for £30 9s. 6d. from Master Richard of Charlesthorp for 300 sheep, 20 cows, 1 bull, 2 heifers, 10 bullocks and 2 calves sold, with consent of Thomas of Graingham, keeper of the sequestrated goods of Provostry, for necessary maintenance of the Bedern.

cxxxiii. 5.—Memorandum quod xv Kalendas Maii, A.D. m°ccc^mo^ sexto consignata fuit per Magistros W. de Glovernia, Henricum de Carlton et Dominum W. de Sothill, canonicos quædam littera sigillo Capituli ad citationes etc. sigillo pendente, ignorantibus Hugone de Otringham et J. de Risindon tunc custodibus dicti sigilli, quid in eadem littera continebatur; et liberata fuit Domino Gilberto de Jarwell per eosdem canonicos ad altare sancti Jacobi.

1306. 17 April. A letter was signed by 3 canons and sealed with Chapter seal for citations, the two keepers of the seal being ignorant of its contents; and was delivered to Gilbert of Yarwell at S. James altar.

Regia prohibitio ne quis citetur extra regnum Angliæ.

1306. 6 April. King to Provost and Chapter, Prohibition against summoning J. of Nassington, Sen., before any court out of the realm.

cxxxiij. b. 1.—Edwardus, Dei gratia, Rex Angliæ, Dominus Hiberniæ, et Dux Aquitaniæ, Præposito et Capitulo Beati Johannis Beverlacensis et eorum commissario, Salutem.

Cum secundum consuetudinem in regno nostro optentam, nullus de regno nostro trahi debeat in causam extra idem regnum,

Vobis prohibemus ne dilectum clericum nostrum Magistrum Johannem de Nassington seniorem citetis, citari faciatis vel ad comparendum coram aliquo judice extra prædictum regnum, nec aliquid contra ipsum attemptetis, vel attemptare præsumatis, quod in derogationem regiæ dignitatis nostræ seu in læsionem consuetudinis prædictæ cedere valeat quoquo modo;

Maxime quod cum idem Johannes paratus sit infra regnum in omnibus stare juri.

Et taliter vos habeatis in hac parte, ne ad vos tanquam ad impugnatores regii status nostri graviter capere debeamus.

Dated Winchester.

Teste me ipso apud Wyntoniam vj° die Aprilis anno regni nostri xxx° quarto.

Littera privata.

1306. 16 May. Archbishop Wm. [Greenfield] to Chapter.

cxxxiij. b. 2.—Willelmus, permissione divina, Eboracensis Archiepiscopus, Angliæ primas, Dilectis in Christo filiis Capitulo nostro Beverlacensi, Salutem, gratiam et benedictionem.

William of Normanton, Vicar Choral, has confided to us in court of conscience something which necessitates his going to Court of Rome. Give him leave for that purpose. Dated at Cawood.

Exposuit nobis Willelmus de Normanton vicarius chori vestri lator præsentium aliquod secretius in foro conscientiæ, propter quod nobis consulentibus ipsum Romanam curiam petere oportebit: Cui ad hoc suæ prospicientes saluti licentiam concedatis. Bene valete.

Datis apud Cawod xvij Kalendas Junii pontificatus nostri primo.

Littera pro clericis chori nostri ordinandis in Sabbato Pentecostæ apud Schyreborn anno ut in littera.

1306. 24 May. Chapter to Abp. Wm. Greenfield.

cxxxiij. b.—Venerabili in Christo Patri Domino Willelmo, Dei gratia, Eboracensi Archiepiscopo, Anglæ primati, suum humile et devotum Capitulum Beati Johannis Beverlacensis, Salutem obedientiam reverentiam et honorem.

Clericos chori nostri bene laudabiliter et honeste [etc. as in cxviij. b. 1].

Letters of orders for his first ordination at Shirburn on Saturday before Whitsuntide.

To be Sub-Deacon: J. of Hornese,* R^t. of Bonnewyk, W. of Hasthorp, W. of Adlingflete, R^t. Amcotes and Simon of Swyna.

To be Deacon: R^d. of Harpham, Roger of Hornese, W^m. of Derlington, T. of Siglesthorp, and R^d. of Althorp.

To be Priest: J. of Lincoln, J. of Ebor, Walt. of Kelsai, and R^t. of Lanum.

Datis in Capitulo nostro Nono Kalendas Junii A.D. m^mo^ccc^mo sexto.

Memorandum quod Willelmus de Grenefeld ibi primo celebravit ordines suos.

Littera citationis.

cxxxv. b.—Officialis Curiæ Eboracensis Venerabilis patris Domini W. Dei gratia Eboracensis Archiepiscopi Angliæ primatis ad infrascripta Commissarius specialis Venerabili Capitulo ecclesiæ Beverlacensis, Salutem in auctore salutis.

1306. 31 May. Special Commissary of official of Court of York to Chapter.

Citamus vos peremptorie per præsentes quod compareatis coram nobis in majori ecclesia Eboracensi die Martis proxima ante festum Beati Johannis Baptistæ causam rationabilem si quam habeatis, quare administratio in bonis Magistri Roberti de Alberwyk olim Præpositi ecclesiæ Beverlacensis infra Præposituram ipsam executoribus in testamento suo nominatis in forma juris concedere non debeatis, proposituri et legitime ostensuri et scituri ulterius et recepturi quod justitia suadebit.

Peremptory summons to appear at York Minster and show cause why you ought not to grant administration of goods of Robert of Abberwick, late Provost within the Provostry, to his executors.

Et ad probationem porrectionis præsentium [etc. as on p. 89].

Datis Eboraci ij Kalendas Junii anno gratiæ m°ccc^mo sexto.

Dated at York.

Littera ad pronuntiandum sententiam excommunicationis.

cxxxiv. 2.—Willelmus permissione divina [&c. as on last page] Dilectis in Christo filiis Capitulo Beverlacensi Salutem gratiam et benedictionem.

1306. 4 June. Archbishop William Greenfield to Chapter.

Cum omnes malitiose infringentes seu perturbantes libertates ecclesiæ nostræ Beati Johannis Beverlacensis tam in aqua de Hull quam alibi pia regum largitione concessas majoris excommunicationis sententia ligatos teneat sanctorum

In spite of excommunication of those infringing the liberties, some have infringed them in Hull water.

* In this and similar lists the original spelling of the place-names is followed.

antiquorum patrum consideratione provida promulgata salubriter contra tales; ac nonnulli ut intelleximus libertates hujusmodi in aqua de Hull prædicta infringere non verentur, in animarum suarum periculum nostrum et ecclesiæ nostræ Beverlacensis prædictæ præjudicium non modicum et gravamen.

Pronounce all such (except King, Queen, and Prince of Wales) excommunicate, in chapel of Kingston on Hull and elsewhere.

Vobis mandamus firmiter injungentes quatinus omnes hujusmodi nefarios præsumptores eorumque auctores et fautores quoscunque pupplice vel occulte, Domino nostro Rege, Domina Regina, eorumque liberis ac nobili principe Galliæ duntaxat exceptis, canonica monitione præmissa singulis diebus Dominicis et aliis solempnibus et festivis tam in præfata nostra Beverlacensi ecclesia quam in capella de Kingston-super-Hull et alibi, ubi videritis expedire, campanis pulsatis, accensisque candelis astante populi multitudine denuntietis seu per alios faciatis denuntiari in genere per præfatam excommunicationis sententiam dampnabiliter incidisse, Inquirentes nichilominus de nominibus eorundem.

De quibus cum vobis constituerit et denuntiatione facta et cæteris quæ præmittuntur feceritis in hac parte nobis constare faciatis fideliter et distincte per vestras litteras harum seriem continentes cum per ballivum nostrum Beverlacensem vel alium ex parte nostra super hoc fueritis requisiti.

Dated Scrooby.

Valete. Datis apud Scroby iij Nonas Junii pontificatus nostri anno primo.

Concessio facta Abbati et conventui Beatæ Mariæ Eboracensis ad colligendum et recipiendum decimam ecclesiæ per biennium impositam.

1306. 19 May. Abbot and Convent of York, sub-collectors for York, the East Riding and Cleveland archdeaconries, and the churches belonging to Durham in Allertonshire, of Tenth on all ecclesiastical benefices, imposed by Clement V. for Holy Land, to official of Provostry.

cxxxiv. b. .—Abbas et conventus monasterii Beatæ Mariæ Eboracensis venerabilium patrum Dominorum Lincolniensis et Londiniensis Episcoporum executorum principalium et collectorum decimæ omnium ecclesiasticorum reddituum et proventuum per sanctissimum patrem Dominum Clementem Papam quintum per Angliam, Scotiam, Hiberniam, et Walliam pro Terræ Sanctæ negotio nuper impositæ, ad exigendum colligendum et recipiendum prædictam decimam in Eboracensi Estriding et Cleveland Archidiaconatibus ac locis aliis infrascriptis subcollectores deputati, Discreto viro Officiali Præposituræ Beverlacensis, Salutem et mandatis apostolicis humiliter obedire.

Litteras dictorum principalium collectorum una cum copia mandati apostolici eisdem directi quam penes nos sub manu puplica reservavimus vobis et aliis quorum interest opportunis temporibus exhibenda xij° die mensis Maii jam præsentis recipimus in hæc verba:

Recital of Commission fro the Bishops of Lincoln and London the hea collectors for England, Scotland, Ireland, and Wales.

Lincolniensis et Londoniensis Episcopi collectores decimæ per sanctissimum [etc. ut supra] per biennium in tota Anglia, Scotia, Hibernia et Wallia earumque civitatibus et dyocœsibus deputati Religiosis viris Abbati et conventui Sanctæ Mariæ Eboracensis, Salutem in Domino.

Ad exigendum colligendum et recipiendum prædictam decimam per biennium prædictum in Archidyaconatibus Eboracensi Estriding Cleveland ac præbendis ecclesiæ Eboracensis et collegiatarum Beverlacensis et Houdonensis, et de ecclesiis Episcopi Prioris ac conventus Dunelmensis in Alvertonschyra ac ecclesia de au[g]mento taxationis bonorum Archiepiscopi Eboracensis, secundum formam litterarum apostolicarum in hac parte directarum, quarum transcripta per manum publicum exemplata et nostris sigillis consignata vobis inspicienda et si velitis transcribenda, ac per latorem præsentium nobis illico remittenda transmisimus et collectam per vos salvo deponendam et vestro periculo custodiendam vobis de consilio illorum quorum secundum formam litterarum prædictarum requiri debet consilium vices nostras quousque eas revocandas duximus committimus, cum cujuslibet cohercionis canonicæ potestate.

Proviso diligentius quod secundum formam juramenti quod a vobis per ordinationem dicti sanctissimi patris in hac parte præstari oportet, ad cujus receptionem Magistro Heliæ de Muskhamp per nostras litteras specialiter commisimus vices nostras exactissime procedatis in dictæ decimæ exactione, collectione, receptione atque custodia non deferendo in hiis contra formam vel effectum litterarum apostolicarum prædictarum alicui personæ cujuscunque ordinis, status, conditionis aut dignitatis existat prece, timore, gratia vel favore, seu quacumque de causa, et quod eam integre restituatis et resignatis prout a nobis receperitis in mandatis; et quod super præmissis omnibus et singulis plenam et fidelem rationem nobis reddatis, seu aliis nobis quoad dictum officium substituendis. Ita quod una medietas dictæ decimæ infra festum Nativitatis Sancti Johannis Baptistæ, et alia medietas

infra festum Nativitatis Dominicæ proxime sequentis integraliter obligatur nobis vel vices nostras gerentibus apud Novum Templum Londiniense xvj° die mensis Julii proxime sequente pro primo termino; et xvj° die mensis Januarii pro secundo termino fideliter et plane persolvendam, quos vero duos dies mensium prædictorum vobis assignamus et præsignamus peremptorie ad reddendum nobis vel vices nostras gerentibus de præmissa decima rationem.

Datis apud Westmonasterium, xxj° die mensis Aprilis anno Domini m^mo^ ccc^mo^ sexto.

Compel all Prebendaries, Rectors, and other holders of benefices and other churches of Provostry regular and secular, except Cardinals, Templars, and Hospitallers exempt by Papal decree, to pay half by 24 June and the other half by Christmas.

Hujus igitur auctoritate mandati vobis in virtute obedientiæ qua sedi apostolicæ tenemur firmiter injungendo mandamus et pro primo, secundo et tertio peremptorie vos monemus, brevitate temporis infrascriptæ solutionis faciendæ nos ad id compellente, sub pœna excommunicationis majoris, quam in personam vestram proferimus in hiis scriptis si mandatum nostrum, immo verius apostolicum negligeritis, aut malitiose distuleritis adimplere, quatinus legitime moneatis et efficaciter inducatis omnes præbendarios, ecclesiarum rectores, et ceteros quoscunque qui redditus et proventus ecclesiasticos optinent in ecclesia collegiata Beverlacensi et in aliis ecclesiis Præposituræ ejusdem tam religiosos quam seculares, exemptos et non exemptos, cujuscunque ordinis aut conditionis existant' exemptis duntaxat sacrosanctæ ecclesiæ Romanæ Cardinalibus, Templariis et Hospitalariis, quos præfatus sanctissimus pater ad hujusmodi decimæ præstationem discrevit non teneri, quod ipsi medietatem dictæ decimæ reddituum et proventuum ecclesiasticorum suorum hujusmodi infra festum Nativitatis Sancti Johannis Baptistæ, et demum aliam medietatem infra festum Nativitatis Dominicæ proximæ pro termino peremptorio sub pœna majoris excommunicationis quam in personis non solventibus, ex nunc prout ex tunc proferimus in hiis scriptis, nobis aut locum tenentibus in monasterio nostro sine difficultate qualibet secundum formam sacrarum litterarum integraliter persolvant.

Qualiter autem præsens mandatum nostrum immo vero apostolicum fueritis executi nobis citra festum Johannis Baptistæ distincte et aperte constare faciatis per vestras patentes litteras harum seriem continentes.

Venerabilem vero patrem, dominum nostrum, Eboracensem

Archiepiscopum, hanc sententiam nostram excommunicationis latam, ex nunc ut præmittitur contra non solventes quatenus instans solutio ipsum contingit incurrere volumus,* et si non solventur ista vice, parcere volentes dignitati sicut convenit et personæ.

Datis Eboraci xiiij° Kalendas Junii anno gratiæ m^mo^ ccc^mo^ sexto.

Procuratorium procuratoris fabricæ ecclesiæ Beati Johannis.

cxxxvj. 2. — Pateat universis per præsentes quod Nos Capitulum ecclesiæ Beati Johannis Beverlacensis ad petendum et colligendum fidelium elemosinas Deo et Beato Johanni prædicto per totum regnum Angliæ concessas et annuente Altissimo in posterum concedendas, necnon ad impetrandum litteras a locorum diocesanis [etc. as in xlv. 2, *post*, John of Fitling being the proctor appointed].

1306. 11 June. Chapter to John of Fitling appointing him collector of alms for the Minster throughout England.

Quibus sigillum nostrum est appensum in testimonium præmissorum.

Datis Beverlaci v^to^ Idus Junii anno Domini m°ccc° sexto.

Regia prohibitio ne quis trahatur extra regnum Angliæ in causam.

cxxxvj. 3.—Edwardus [etc. as in cxxxiij. 1, substituting Walterus Raynaud for Johannes de Nassington].

1306. 2 May. Prohibition against appeal outside the realm.

Teste me ipso apud Wynton secundo die Maii anno regni nostri tricesimo quinto.

Littera Archiepiscopi directa Capitulo pro corrodio Magistri Johannis de Nassington restituendo.

cxxxviij.—Willelmus, permissione divina [etc.] Dilectis in Christo filiis Capitulo nostro Beverlacensi, Salutem, gratiam et benedictionem.

1306. 29 May. Archbishop William (Greenfield) to Chapter.

A Papal Statute provides that Canons of Collegiate Churches in attendance on their own Bishop are to count as residents.

Cum per sedem apostolicam favorabiliter sit statutum, quod ecclesiarum collegiatarum Canonici, episcopi sui obsequiis insistentes suarum fructus integre percipere debeant præbendarum, nec quod de communitatis sibi debetur beneficio quicquam eis subtrahi debeat, vel auferri, quia absentes eos

* This is clearly a mistake for nolumus. It was not decent for the Abbot of St. Mary's to invoke excommunication on his diocesan and metropolitan.

dici non convenit set præsentes, qui in sui prælati et ecclesiæ servitio commorantur; ac dilectus in Christo filius Magister Johannes de Nassington, vester concanonicus, Officialis Curiæ nostræ Eboracensis, præ ceteris clericis nostris, tanquam is qui pro nobis pondus et æstus habet jugiter supportare, nostris et ecclesiæ nostræ continue noscatur utilitatibus insudare, sicque ex ecclesiastica remuneratione merito gaudere debeat;

Master John of Nassington, our chancellor at York, beyond all other our clerks, bears the burden and heat of the day for us.

Therefore pay him his corrody in the Bedern belonging to his prebend, which is called its corpus, and all other its profits, except the daily distributions.

Juxta canonicas sanctiones devotionem vestram monemus, et [h]ortamur in Domino quatinus eidem Magistro J. officiali nostro de corrodio in Bederna Beverlacensi ad præbendam suam spectantem, quod de corpore ejusdem præbendæ suæ esse dicitur, quam de aliis qualitercunque provenientibus ad eandem, cotidianis distributionibus duntaxat exceptis, dum prædicto nostro immoratur obsequio, absque qualibet [mora, etc.].

Datis apud Friston iiij Kaledas Junii pontificatus nostri anno primo.

Concessio administrationis in quibusdam bonis præposituræ.

1306. 4 June. Grant to John Wathinfield executor named in will, proved at Durham, of administration of goods in Provostry, according to dividend agreed on between executors of Peter of Chestar a deceased provost and Aymo de Quarto formerly Provost.

xxxv. b.—In Dei nomine Amen.

Cum super approbatione testamenti illius qui in diversis dyocesibus dum viverat beneficia optinebat, ad probatus illius Episcopi in cujus dyocœsi idem testator decessit fides plena debeat exhiberi, Nos Capitulum [etc.] approbationi præsentis testamenti factæ per officialem Dunelmensem fidem plenariam adhibentes, Domino Johanni de Wathinffeld executori in eodem testamento nominato in quibusdam bonis infra præposituram ecclesiæ nostræ Beverlacensis existentibus secundum vim, formam et tenorem cujusdam dividendæ inter executores Domini Petri de Cestra quondam Præpositi Beverlacensis et Dominum Aymonem de Quarto quondam Præpositum Beverlacensem, administrationem concessimus in forma constitutionis super hoc factæ.

Datis in Capitulo Beati Johannis Beverlacensis iij Idus Junii anno gratiæ m°ccc^mo sexto: Præsentibus tunc in eodem Capitulo cum Domino Johanne de Risindone tunc causarum Capituli Auditore, Magistro Willelmo de Lincoln canonico dictæ ecclesiæ, Magistris Willelmo de Byrston, Domini Walteri Reginaldi tunc Præpositi Beverlacensis socio et procuratore generali, Alano de Cotum tunc ipsius Præpositi Officiali ac

procuratore in Bederna, Thoma de Mundon, Waltero de Fytteling, Radulpho de Anelagby advocatis et multis aliis tam clericis quam laicis.

* Cujus testamenti copia est in pixide de Anno Domini millesimo ccc^mo^ sexto.

Mandatum apostolicum† super revocatione Cartæ de Foresta et aliorum jurium per Dominum Edwardum regem Angliæ concessorum, et super absolutione reatus perjurii et sententiæ excommunicationis latæ contra infringentes præmissa.

1306. 12 June. Official of Court of York to Chapter.

cxxxvi. b.—Officialis Curiæ Eboracensis Discreto Venerabili Capitulo Beati Johannis Beverlacensis, Salutem in auctore salutis.

We have received the mandate of Archbishop William Greenfield as follows: Recital of mandate of Archbishop, as charged with execution of the Papal mandate, to his official.

Mandatum Domini nostri Willelmi Dei gratia Eboracensis Archiepiscopi recepimus, tenorem continens infrascriptum.

Willelmus permissione divina Eboracensis Archiepiscopus, Angliæ primas, executor ad infrascripta exequenda a sacrosancta sede Apostolica deputatus, Dilecto in Christo filio officiali nostro Eboracensi, Salutem, gratiam et benedictionem, ac mandatis apostolicis humiliter obedire.

We have received the mandate of Pope Clement V. under his bull on 27th June as follows:

Mandatum in Christo sanctissimi patris domini nostri summi pontificis Domini Clementis, divina prudentia Papæ, quinti, non cancellatum non abolitum nec in aliqua sui parte vitiatum sed vera bulla bullatum recepimus v^to^ Idus Junii anno gratiæ m^o^ccc^mo^ sexto, tenorem continens subsequentem.

Pope Clement V. to Archbishop of York.

Clemens Episcopus, servus servorum Dei, Venerabili fratri Archiepiscopo Eboracensi, Salutem et apostolicam benedictionem.

The King's devotion in executing the wishes of the Apostolic See demands return.

Regalis devotionis integritas carissimi in Christo filii Edwardi, Regis Angliæ illustris quæ in exequendis votis apostolicæ sedis urget et urguit indefessa digne meretur ut sedes ipsa ab eo obnoxia amputet, abstergat incommoda, et fructuosa procuret.

* These words are added in a note at bottom.

† This document is perhaps one of the most disgraceful alike to King and Pope that was ever issued even by the Apostolic See. The effrontery of the claim to play fast and loose with the most solemn obligations, and that in purely temporal matters, was never more nakedly exhibited.

We have heard that while he was in Flanders, and before he got there, fighting in defence of his rights, some Magnates of the Kingdom and others were ready to conspire against him unless he made certain grants concerning forests and other things belonging to his Crown, and the King made such grants under compulsion and not willingly; and on his return, the war not being over, obtained letters patent from him authorising the promulgation of excommunication twice a year against all infringing such grants.

Sane nuper digna relatione recepimus, quod, ipso olim in Flandria, et antequam illuc etiam accessisset pro sui juris tuitione contra nonnullos suos æmulos et hostes agente, non nulli regni sui magnates et nobiles aliæque personæ suo nomine inimicæ ex eo opportunitate captata, quod extra regnum ipsius occupabatur in opposito æmulorum, nisi eisdem quasdam concessiones varias et iniquas forestas, aliaque jura ad coronam et honorem sui culminis spectantia ab antiquo, quæ etiam priusquam a dicto regno se cederet ab ipso importune petebant, fecisset, contra eum conspiraverant, concitabant populos et scandala plurima seminabant; idemque Rex prudenter illorum machinationes advertens, ac volens tunc currentis temporis vitare pericula, concessiones hujusmodi duxit plus coactus quam voluntarius faciendas. Et tandem in regnum prædictum eo postmodum revertente, licet nondum guerris sedatis eisdem, iidem magnates et alii concessiones hujusmodi per importunitatem et præsumptuosam instantiam per eum optinuerunt etiam innovari regalibus super hoc exhibitis litteris ut in omnes infringentes concessiones præfatas, bis annis singulis per omnes regni prædicti cathedrales ecclesias, excommunicationis sententia promulgetur, sicut in eisdem litteris Regis sigillo signatis plenius et serosius continetur.

Since the See loves the said kingdom over all the kingdoms of the world. We in the plenitude of our power revoke and make void all those grants, and declare the King and his successors not bound by them, even if they have sworn to observe them; and absolve them from the guilt of perjury.

Cum itaque sedes ipsa, quæ regnum prædictum diligit super omnia regna mundi et regem et ipsum regnum gerit in visceribus caritatis, agnoscat concessiones easdem præsumptas et factas in sui honoris dispendium et regalis excellentiæ decrementum, concessiones easdem et vigorem ipsarum et quicquid per eas fuerit quomodolibet subsecutum, ac etiam excommunicationum sententias quæ in eisdem ecclesiis vel alibi fuerint pro illarum observatione forsitan promulgatæ, auctoritate apostolica de plenitudine potestatis revocavimus, adnullavimus, cassavimus, cassas, nullas, et irritas nuntiavimus, litteras sub illis confectas viribus vacantes; ac decernentes Regem ipsum et successores suos reges Angliæ ad illarum obedientiam de cetero non teneri, etiam si de observandis eisdem juramentum forsitan præstitisset, præsertim tum, quando coronationis suæ suscepit solempnia, de honore et viribus coronæ præfatæ servaveritis,* sicut ex parte sua asseritur, præstiterit juramentum, aut si ad pœnas aliquas se propterea

* *Sic* for Servandis.

obligasset; a quibus et reatu perjurii si quem propterea noscitur incurrisse, eum etiam absolvimus;

Ad cautelam districtius inhibentes venerabilibus fratribus nostris Archiepiscopos et episcopis, ceterisque personis, tam ecclesiasticis quam secularibus, per regnum ipsum ubilibet constitutis, ne ipsi vel quivis ipsorum, Archiepiscopi et episcopi, videlicet, sub pœna suspensionis ab officiis et beneficiis, quam si per mensem sustinuerint, sub excommunicatione, quam eos extunc, necnon omnes et singulos alios incurrere illico volumus ipso facto ne contra hujusmodi revocationis, adnullationis, cassationis, irritationis et decreti nostri tenorem aliquid attemptare præsumant. Nos enim ex tunc irritum decrevimus et inane, si secus super hiis contigeret attemptari.

Archbishops or Bishops doing anything against this are suspended for a month, and then with all others opposing it are excommunicated

Quocirca paternitati tuæ per apostolica scripta mandamus quatinus revocationem, adnullationem, cassationem, irritationem, absolutionem, inhibitionem, suspensionis et excommunicationis sententias, et decretum, ac omnia et singula supradicta in ecclesiis tuis et locis aliis, de quibus et quotiens expedire videris, coram populo solempniter pupplicari procures, faciens illas auctoritate nostra inviolabiliter observari;

Publish this.

Non obstante si aliquibus a sede apostolica sit indultum quod interdici, suspendi, vel excommunicari non possint, per litteras apostolicas non facientes plenam et expressam, ac de verbo ad verbum de indulto hujusmodi mentionem, contradictorium auctoritate vestra, appellatione postposita, compescendo.

Datis Lugdoni Kalendas Januarii pontificatus nostri anno primo.

Dated at Lyons, 1 January.

Nos itaque præfatum mandatum apostolicum volentes reverenter exequi, ut tenemur, devotioni vestræ in virtute obedientiæ, qua supradictæ sedi apostolicæ tenemur, firmiter injungendo mandamus quatinus præfatum mandatum in nostra Eboracensi ecclesia tribus diebus proximis post receptionem præsentium solempnibus et festivis, etiam processionibus solempniter faciendis, et extra, assistente cleri et populi multitudine, necnon in capitulis, consistoriis, et aliis locis publicis, quibus videritis expedire, archidiaconis etiam omnibus et singulis per nostram diocœsim constitutis, eorumque officialibus, auctoritate prædicta, nichilominus de mandato, ut in

We (the Archbishop) therefor order you to publish this Bul throughout our diocese on the next 3 Feast Days after the receipt of this.

suis Capitulis, congregationibus, singulisque ecclesiis parochialibus, ubi major occurrerit populi multitudo, publice legi, et populo eidem distincte seriatim et aperte exponi solicite procuretis; ipsi etiam id procurent.

Idemque mandatum apostolicum per singula loca collegia vestræ civitatis et diocœseos publicare solempniter faciatis, ne ipsius mandati, per tot loca et varia publicati, ignorantia futuris temporibus haberi valeat quomodolibet seu prætendi.

Præmissa omnia vice nostra taliter impleturi, ut debita impendatur obedientia mandati, et in devotionis promptitudine, illa, quæ Domino nostro Regi debetur, reverentia ostendatur.

Nos autem super executione mandati citra instantes octabas Nativitatis Sancti Johannis Baptistæ certificare curetis distinctius et aperte per vestras patentes litteras harum seriem continentes, ut secundum tenorem et effectum ipsarum eundem dominum Regem de hiis, quæ circa præmissa acta fuerint, possimus reddere certiorem. Valete.

Dated Lanelham. Datis apud Lanum v° Idus Junii anno gratiæ supradicto et pontificatus nostri anno primo.

Therefore publish the Bull and Archbishop's order in all churches in your jurisdiction. Quocirca vobis mandamus quatinus præfatum mandatum apostolicum et domini nostri prædicti in singulis ecclesiis capitulis congregationibus et aliis locis publicis infra jurisdictionem vestram constitutis juxta ipsius tenorem, vim, formam et effectum diligentius exequamini vice nostra; Et certificetis nos super præsentis executione mandati qualiter illud feceritis executi citra festum Sancti Johannis Baptistæ distincte et aperte per vestras patentes litteras harum seriem continentes.

Dated York. Datis Eboraci ij Idus Junii anno Domini m°ccc^mo sexto.

Littera privata pro favore habendo.

1306. 18 June. Chapter to Canon John of Nassington. cxxxvij. b. 2.—Venerandæ discretionis viro Magistro Johanni de Nassington concanonico et confratri nostro Capitulum Beati Johannis Beverlacensis, Salutem et fraternam in Domino caritatem.

We have received your summons to show cause before the Archbishop why administration of the goods of the Provost Quum intelleximus per citationem vestram nuper nobis factam quod venerabilis pater dominus noster Archiepiscopus Eboracensis ad audiendum causam rationabilem per nos coram vobis hac instanti die Martis proponendam discu-

tiendam et terminandam, quare administratio in bonis Magistri Roberti de Alburwyk, olim Præpositi Beverlacensis, infra præposituram ipsam executoribus in testamento suo nominatis in forma juris concedi non debeatur, ad suggestionem ipsorum executorum commisit specialiter vices suas ;

Robert of Abberwick in the Provostry should not be granted to his executors.

Vos requirimus et rogamus, quatinus nobis in hac parte, quatinus sine offensione justitiæ poteritis, vestrum consilium et auxilium impendat[is], ne in aliquibus jura, dignitates, libertates, consuetudinesque ecclesiæ nostræ lædantur, vel etiam minuantur, ad quorum observantiam sumus adstricti vinculo juramenti; et ne cultus divinus in ecclesia prædicta deficiat, vel ejusdem ecclesiæ ministri suis stipendiis in processu temporis defraudentur : de quibus verisimiliter timetur, si dictis executoribus in dictis bonis administratio insoluta concedatur.

We beg you so far as you can without offence to justice, give us your help and counsel, lest the rights, &c., of the church which we are bound by oath to preserve should be diminished.

Valeat vestra fraternitas reverenda in filio virginis gloriosæ. xiiij Kalendas Julii Anno gratiæ millesimo ccc^mo^ sexto.

Procuratorium procuratoris Capituli.

cxlij. 2.—Per præsentes pateat universis quod Nos Capitulum [etc.] in omnibus et singulis causis [etc. as in cxxvij. 1, even except that after "in aliquo tu" is inserted "alium procuratorem seu alios procuratores loco sui substituendi, substitutum substitutosque revocandi, et officium procuratoris quotiens opus fuerit reassumendi."]

1306. 4 June. Letters Patent of Chapter appointing John of Risindon Proctor in all legal business in same terms as Robert of Grimsby on 20 Sept. 1305.

Certificatio.

cxxxviij. 2.—Certificatio bullarum litterarum Capitulo nostro per Dominum officialem Curiæ Eboracensis directarum super decimis proventuum ecclesiasticarum et denariis Beati Petri, et aliis censibus Romanæ ecclesiæ debitis, et super procuratione Magistro Guillelmo Testa, sedis apostolicæ nuntio, solvenda, quarum bullarum et litterarum copiæ sigillo Domini officialis Curiæ Eboracensis signatæ, sunt in cophino de anno Domini m°ccc^mo^ quinto.

1306. 4 July. Copies of bulls as to Tenths, Peter Pence, and other dues to the Church of Rome are in the box for 1305.

Quod quidem mandatum recepimus v Kalendas Julii ; et illud, et mandata apostolica secundum vim, formam, et effectum eorumdem sumus cum debita obedientia et reverentia executi.

Collectores vero seu debitores decimæ proventuum reddi-

tuum ecclesiasticorum impositorum in subsidium Romanæ ecclesiæ et terræ sanctæ per felicium recordationum C. x. P. iiij. B. viij. Romanos pontifices sive aliorum censuum quorumcunque Romanæ ecclesiæ sive procurationum legatorum vel nuntiorum sedis apostolicæ, vel qui bonorum piæ memoriæ Siffredi olim Parmanensis episcopi quondam nuntii sedis apostolicæ in Anglia notitiam habeant aliqualem, vel qui procurationum ipsius Siffredi pro tempore legationis suæ fuerint debitores, sive pecuniariarum pœnarum in subsidium terræ sanctæ vel Romanæ ecclesiæ in contractibus promissarum, vel aliorum bonorum, sive ex testamento votis seu votorum redemptionibus, tam cruce signatorum quam aliorum, vel etiam legatorum indistincte relictorum infra jurisdictionem nostram, nullos potuimus invenire, nec qui procurationis vij^{s} dicto Magistro Siffredo, seu aliis apostolicæ sedis nuntiis, sunt vel fuerunt debitores.

Nos vero præfato Magistro Guillelmo Testa sedis apostolicæ nuntio procurationem nobis contingentem parati sumus, et erimus, solvere secundum formam mandati apostolici inde facti, sicut prædecessoribus suis nuntiis sedis apostolicæ consuevimus facere temporibus retroactis. Denarium Beati Petri de tenentibus nostræ jurisdictionis colligunt et recipiunt Decani Beverlacensis et Herthillensis, infra quorum decanatus dicti nostri subditi commorantur.

Valeat vestra discretio reverenda in filio Virginis gloriosæ.

Datis Beverlaci iiij Nonas Julii anno Domini supradicto, m°ccc sexto.

Certificatio super beneficiis vacantibus.

ertificate of enefices vacant nce 1 Feb.

Quod quidem mandatum recipimus v Kalendas Julii, et illud et mandata apostolica secundum vim formam et effectum eorumdem sumus cum debita obedientia et reverentia plenarie executi, factaque inquisitione exacta de beneficiis vacantibus in Kalendis mensis Februarii et citra, compertum est, quod præpositura ecclesiæ nostræ Beverlacensis vacaverit v Kalendas Aprilis per mortem Magistri Roberti de Alberwik, de cujus valore nos certificare nescimus, nec possumus ullo modo, pro eo, quod bona ipsius præposituræ in quibuscunque rebus consistant, ad sustentationem canonicorum vicariorum, et aliorum ministrorum tam clericorum quam

rovostry from March.

alue cannot be ated as it is plied to aintenance of embers of inster.

laicorum ecclesiæ nostræ prædictæ necessario deputantur, et eisdem pro cotidianis distributionibus et stipendiis connumerantur, nec ad hujusmodi honera supportanda pro anno nunc instanti, sicut didicimus, bona sufficiunt memorata, unde si fructus et proventus ipsius præposituræ in alios usus quam prædicitur deputentur, vel etiam convertantur prædicta ecclesia nostra debitis obsequiis, quod absit, defraudabitur, et cura animarum in ea, cui illa imminet, necligetur.

Precentorship worth £5 10s. a year, and consists in victuals.

Item, Præcentoria in ecclesia nostra prædicta vacavit die Sancti Mathiæ Apostoli per mortem G. de Grimmesby, et valet annuatim, deductis honeribus ipsius et decima et stipendio clerici ipsius Præcentoris, octo marcæ, iij^{s}. iiij^{d}.; et consistit in victualibus, quæ eidem Præcentori residenti pro cotidianis distributionibus connumerantur, et etiam assignantur.

De beneficiis vero a die datæ præsentium infra sequens triennium vacaturis et de valore eorumdem vos curabimus reddere certiores. Valete in filio virginis gloriosæ.

Datis Beverlaci iiij Nonas Julii [etc.].

Et copiæ bullarum et litterarum Guillelmi Testa super dictis beneficiis vacantibus sunt in cophino de anno Domini m^{mo}ccc^{mo} quinto, annexæ prioribus bullis et litteris.

Procuratorium speciale ad tractandum de pace et concordia.

1306. 10 July. Chapter to John of Risindon, vica and special proxy for all causes.

cxlij. 2.*—Capitulum [etc.] Dilecto nobis in Christo Domino Johanni de Risindon, perpetuo vicario nostro ac etiam in omnibus causis, negotiis et querelis per nos vel contra nos motis vel movendis nos et ecclesiam nostram qualitercunque tangentibus procuratori nostro specialiter constituto, Salutem in auctore salutis.

Action having been brought by executors of Robert of Abberwick, late Provost to save trouble and expense,

Cum litis motæ contra nos per executores Magistri Roberti de Alburwyk, quondam Præpositi nostri Beverlacensis, coram Domino Officiali Curiæ Eboracensis diutius sit eventus, ac nos pacem et tranquillitatem nostram et ipsorum executorum corditer affectantes, volentes litigiorum amfractus pro nostris viribus amputare ut hinc inde parcatur laboribus et expensis, Tibi de cujus fidelitate et industria plenam fiduciam optinemus, ad tractandum cum ipsis executoribus super petitione eorumdem, et ulterius faciendi quod nobis et ecclesiæ nostræ

appoint you to negotiate with them and grant administration on terms of

* Another copy in the same words but undated is at f. cxxxix. 1.

dividend, between Aymo, late Provost, and the executors of Peter of Chester his predecessor.

in dicto negotio videris expedire: et ad concedendum vice et auctoritate nostra ipsis executoribus administrationem in quibusdam bonis dicti Magistri Roberti infra præposituram nostram Beverlacensem existentibus, secundum tenorem cujusdam dividendæ inter Dominum Aymonem quondam præpositum nostrum Beverlacensem et executores Domini Petri de Cestria prædecessoris sui. Cui faciendæ committimus tenore præsentium vices nostras Ratum habituri et firmum quicquid, mediante consilio Magistri Johannis de Nassington, concanonici et confratris nostri, feceris in præmissis.

In cujus rei, etc. Datis Beverlaci vj Idus Julii [etc.].

Littera pro excommunicato capiendo ad mandatum Capituli; et emanavit ad instantiam Præpositi.

1306. 10 July. Chapter to William of Hook, Sheriff of York.

Sir Henry, rector of Beford, long excommunicated for contumacy, has for 40 days hardened his heart, despising the keys of the Church. As the Church has no more to do, we ask you according to our privileges, without waiting for a Royal writ, extend the secular arm against him.

cxxxv. 2.—Nobili viro Domino Willelmo de Houk, vicecomiti Eboracensi, Humile Capitulum Beati Johannis Beverlacensis, Salutem in omnium Salvatore.

Quum Dominum Henricum Rectorem ecclesiæ de Beford propter ejus manifestam contumaciam pariter et offensam, diu est, excommunicaverimus justitia id suadante ac idem Henricus in eidem excommunicationis sententia per quadraginta dies et amplius animo perseveraverit fortius indurato, claves ecclesiæ pertinaciter contempnando,

Vestram petimus discretionem, quatinus contra ipsum Rectorem ad ejus contumaciam reprimendam, cum ecclesia non habeat ultra quid faciat, non expectato Regis mandato, secundum tenorem privilegiorum nostrorum a regibus Angliæ nobis inde concessorum, et in comitatu vestro multotiens publicatorum, velitis brachium extendere seculare.

Datis Beverlaci decimo die mensis Julii anno gratiæ m°ccc^mo sexto et regni Regis Edwardi xxxiiij.

Littera executoria rei indicatæ.

1306. 13 July. Chapter to Parish Chaplain at St. Martin's altar. Make Rt. of Willardby, tanner, pay Roger of Welton 10 marks due on a

cxxxix. 3.—Capitulum Beati Johannis Beverlacensis Discreto viro capellano parochiali altaris Beati Martini in ecclesia Sancti Johannis Beverlacensis, Salutem in auctore salutis.

Moneatis et efficaciter inducatis Robertum de Willardby, tannatorem, quod infra octo dies a tempore receptionis præsentium Rogero de Welton de decem marcis sterlingorum in

quibus sibi tenetur, et a nobis legitime condempnatus extitit, sub pœna majoris excommunicationis quam ex nunc in personam suam proferimus in hiis scriptis, si infra octo dies ut præmittitur monitionibus vestris, immo verius nostris, non paruerit, in præmissis satisfaciat competenter. judgment debt, or excommunicate him.

Quam quidem sententiam excommunicationis volumus per vos in personam ipsius Roberti vice nostra de die in diem publicari, nisi dicto Rogero infra terminum prædictum satisfaciat ut præmittitur.

Qualiter autem præsens mandatum nostrum fueritis executi in præmissis nos, cum a parte dicti Rogeri fueritis requisiti, certificetis per vestras litteras patentes harum seriem continentes.

Datis in Capitulo nostro iij Idus Julii anno Domini m^mo^. ccc^mo^. sexto.

Littera executoria rei indicatæ.

cxxxix. b.—Same as last document down to "condempnatus," except that the sum is 24s. 1306. 14 July. The same to the same, for same purpose, but debt 24s.

Alioquin ipsum per sententiam suspensionis et excommunicationis sententias ad id faciendum de die in diem vice nostra canonice compellatis.

Et ad probationem factæ compulsionis hujusmodi contra eum, si monitionibus vestris non paruerit in præmissis, remittatis nobis præsentes sigillo vestro pendente signatas, cum per prædictum Rogerum fueritis requisiti.

Datas in capitulo nostro ij Idus Julii anno gratiæ m°. ccc^mo^ sexto.

Commissio facta ad calumpniandum jurisdictionem nostram.

cxxxix. b. 2.—Capitulum Beati Johannis Beverlacensis Dilecto nobis in Christo Ricardo de Etton ballivo nostro, Salutem in auctore salutis. 1306. 19 July. Chapter to their bailiff Richard of Etton.

Ad petendum et calumpniandum jurisdictionem nostram temporalem de Johanne Hyoten de Sutton tenente nostro implacitato in curia Domini Johannis de Sutton militis: et ad assignandum diem curiæ nostræ dictum Johannem implacitanti. Claim jurisdiction over John Hyoten of Sutton, our tenant, who has been impleaded in the court of Sir John of Sutton, knight.

Tibi de cujus fidelitate plenam fiduciam reportamus committimus tenore præsentium vices nostras Ratum etc.:

Datis in capitulo nostro xiiij Kalendas Augusti anno gratiæ m°ccc^mo^ sexto.

Littera testimonialis de conversatione.

cxxxix. b. 3.—Testimonial in favour of Ralph de Peniston, priest. Dated xiiij Kalendas Augusti A.D. m°ccc^mo sexto.

Aggravatio sententiæ super re indicata.

1306. 22 July. Chapter to Vicar of S. Mary's, Beverley, and John of Garton, Parochial Chaplain of S. Martin's altar in Beverley Church.

cxl.—Capitulum Beati Johannis Beverlacensis Discreto viro vicario Ecclesiæ Sanctæ Mariæ in Beverlaco, Johanni de Garton altaris Sancti Martini in ecclesia Beverlacensi capellano parochiali, et utrique eorum, Salutem in auctore Salutis.

Proclaim excommunicate Robert of Willerby, tanner, for his offence against Roger of Bloton.

Quia Robertum de Wylardby, tannatorem, quem propter suam manifestam offensam ad instantiam Rogeri de Belton contractam excommunicavimus in scriptis, justitia id exigente, in qua quidem sententia idem Robertus suam offensam multiplicando, tanquam Satanæ filius malitiose perseverat animo pertinaci, cum crescente sua malitia pariter et offensa crescere debeat et pœna,

Vobis et utrique vestrum firmiter injungendo mandamus quatinus dictum Robertum, quem propter suam manifestam et multiplicatam offensam ad instantiam dicti Rogeri contractam excommunicavimus in hiis scriptis, pulsatis campanis accensisque candelis tam diebus dominicis quam festivis infra missarum solempnia, et omnes cum eodem Roberto communicantes nisi in casibus a jure permissis (Domino Rege Domina Regina eorumque liberis ac nobili principe Walliæ omnibusque eisdem adhærentibus duntaxat exceptis) excommunicatos solempniter et puplice esse denuntietis.

Et ad probationem [etc. as on p. 67].

Datis in Capitulo nostro xj Kalendas Augusti A.D. m°ccc° vj°.

Acquietancia procurationis solutæ Willelmo Testa nuntio sedis apostolicæ pro primo anno moræ suæ in Anglia.

1306. 31 July. Receipt by William Testa, Papal Nuncio, for 7s. his procuration due from Chapter for

cxlvij. 1.—Pateat universis quod nos Guillelmus Testa Archidiaconus Aranensis in ecclesia Cononensi, Domini Papæ capellanus et nuntius, recepimus a Capitulo Beverlacensi Eboracensis dyocœseos pro procuratione primi anni moræ nostræ in Anglia septem solidos sterlingorum, de quibus ipsum

per præsentes litteras nostro sigillo sigillatas absolvimus et quitamus (*sic*).

Datis London. ultima die mensis Julii anno Domini millesimo ccc^mo^ sexto.

Monitio pro travis ad Bedernam spectantibus.

1306. 8 Aug.

cxl. b.—Capitulum Beati Johannis Beverlacensis Discreto viro Decano Holdernesiæ, Salutem in auctore salutis.

[As in cxx. i. p. 64, to compel Rectors of Wythornwyk, Rosse, Wynested, Preston, Skypse, and Cayngham to pay their thraves: the Rector of Preston for the year 1304, of Wythornwyk for 1304 and 1305, the rest for 1305.

Dated 6 Ides August, 1306.]

Littera directa Auditori ad citandum Præpositum.

1306. 3 Aug. W. Abbot of Selby, Commissioner of Bishops of Lincoln and London, collectors of the Tenth, to Assessor of Beverley.

clx. b. 2.—Venerabilium patrum Dominorum Lincolniensis et Londiniensis episcoporum collectorum decimæ [etc. as in cxxxiiij. b. on p. 132] W. permissione divina Abbas de Seleby, Commissarius deputatus ad colligendum et recipiendum decimam antedictam de bonis ecclesiasticis temporalibus in archidiaconatibus Eboracensi, Cleveland et Estriding qualitercunque provenientibus una cum dignitatibus ecclesiæ cathedralis Eboracensis et præpositura Beverlacensi, leprosisque et hospitalibus in eisdem archidiaconatibus constitutis Discreto viro Auditori causarum ecclesiæ Beati Johannis Beverlacensis, Salutem et mandatis apostolicis firmiter obedire.

Summon Provost to appear at Deanery, York, within Octaves of the Assumption.

Auctoritate qua fungimur in hac parte vobis in virtute obedientiæ, qua sedi apostolicæ astringimur districte præcipiendo mandamus, quatinus efficaciter moneatis Præpositum Beverlacensem quod compareat coram nobis vel vices nostras gerentibus seu gerenti apud Eboracum in domibus Decani ecclesiæ Eboracensis infra Octabas Assumptionis Beatæ Mariæ proximo futuræ ad solvendum et satisfaciendum pro primo termino primi anni: et in crastino Sancti Nicholai episcopi pro secundo termino impositionis supradictæ, sub pœna excommunicationis majoris in personam dicti Præpositi ex tunc inferendæ.

Qualiter autem [etc.].

Datis apud Seleby iij° Nonas Augusti anno gratiæ m°ccc^mo^ sexto.

Littera privata missa Domino Episcopo Lincolniensi, et emanavit ad instantiam Domini Alani, Magistri operis, præstita prius securitate ab eodem de conservando Dominos Johannem de Risindon et Hugonem de Ottringham indempnes erga Capitulum pro consignatione ipsius litteræ factæ in absentia Canonicorum.

1306. 22 Aug. Chapter to Bishop of Lincoln at instance of Sir Alan (Humbleton) Master of the Works, he giving security to Risingdon and Ottringham for its issue in Canons' absence.

cxl. b. 3.—Venerabili Patri in Christo, Domino J. Dei gratia Lincolniensi Episcopo Capitulum [etc.] Salutem, reverenciam et honorem.

John of Fitling, who has been appointed collector of alms for fabric and shrine of S. John in diocese of Lincoln, without your licence cannot collect. Please grant one.

Cum ad petendum, colligendum et recipiendum elemosinas Christi fidelium nomine nostro nobis, ac fabricæ ecclesiæ nostræ, ac capsulæ Beati Johannis prædicti datas vel assignatas, dandas vel assignandas per totam provinciam Eboracensem et Lincolniensem diocœsim, Johannes de Fitteling, procurator noster et nuntius specialis constitutus in vestra diocœsi prædicta absque vestra speciali licentia hujusmodi potestatem per nos sibi commissam non valeat nec debeat exercere, Vestræ paternitati placeat reverendæ dicto procuratori nostro, præsentium portatori, ut in dyocœsi vestra prædicta et in singulis ecclesiis et capellis et aliis locis solempnibus ejusdem negotium ecclesiæ nostræ valeat exponere supradictum, et omnia alia facere et expedire secundum vim, formam et effectum procuratorii sibi facti, quod vobis et omnibus quorum interest ostendi et exhiberi volumus, temporibus oportunis vestras litteras concedere intuitu caritatis.

Ad exaltationem ecclesiæ suæ sanctæ Altissimus vos conservet.

Datis Beverlaci, xj Kalendas Septembris anno graciæ m°ccc^mo sexto.

[Marginal note.] Non emanavit in hac forma.*

Inspectio testamenti Domini Gilberti de Grymisby.

1306. 30 Aug. Letters Patent of Chapter.

cxlj. b. 2.—Universis sanctæ matris ecclesiæ filiis ad quos pervenerit hæc scriptura Capitulum Beati Johannis Beverlacensis, Salutem in amplexibus Salvatoris.

Inspeximus of Will of Gilbert of Grimsby, late Precentor.

Noverit universitas vestra nos testamentum Domini Gilberti de Grymisby, quondam Præcentoris ecclesiæ nostræ, per nos canonice approbatum sub tenore qui sequitur inspexisse.

* See below, 29 Sept. 1306. cxlvj. b. 3.

In nomine Patris et Filii et Spiritus sancti Amen. Ego Gilbertus de Grimisby, capellanus, in hunc modum meum condo testamentum die Sabbati proximo ante festum Sancti Petri in Cathedra anno Domini m°ccc^mo quinto.

Dated Saturday before S. Peter in Cathedra, 19 Feb, 1305-6

In primis lego animam meam Deo et omnibus sanctis curiæ cœlestis, et corpus meum ad sepeliendum in monasterio Sancti Johannis Beverlacensis, si fieri potest; sin autem in cimiterio fratrum prædicatorum; in cera circa corpus meum v^s. Item, in convocatione amicorum die sepulturæ meæ, x^s.

Body to be buried in Minster, if possible, if not i cemetery of Friars Preachers For wax to burn round body 5s. for assembly of friends at burial 10s.

Item, lego Domino Roberto de Harpham, rectori ecclesiæ Sancti Nicholai j equum album et j pullum bay. Item, lego Domino Ricardo de Byrkyn capellano j hakenay lyard et robam meam meliorem integram, et portiforium meum et lectum meum, cum omnibus pertinentiis. Item, lego Waltero de Grymesby j robam simplicem. Item, lego Baldewyno j supertunicam et j collobium cum capitio.

To Robert of Harpham, rector of S. Nicholas, a white horse and bay colt. To Richard of Birkin, chaplain, a hackney and best whole robe my portess (breviary) and bed with its appurtenances. To Walter of Grimsby a simp robe. To Baldwin an over-tunic and cloak with hood

Volo etiam et concedo quod totum residuum bonorum meorum in isto testamento non legatum sit in dispositione executorum meorum.

Istius autem testamenti istos meos ordino, facio et constituo executores, scilicet Dominum Robertum de Harpham superius in præsenti testamento nominatum et Dominum Ricardum de Birkyn capellanum.

In cujus inspectionis et approbationis testimonium sigillum nostrum præsentibus est appensum.

Datis Beverlaci iij Kalendas Septembris anno Domini m°ccc^mo sexto.

Correctio de vicario de adulterio infamato.

1306.

xxv. b. 2.—Acta in capitulo in crastino decollationis Sancti Johannis Baptistæ A.D. m°ccc^mo sexto.

30 Aug. Thomas of Yarwell, Vicar choral, accused of adultery with Sybil, wife of Roger the Barbe offers purgation

Dominus Thomas de Yarewell, vicarius in ecclesia Beati Johannis prædicti, infamatus super adulterio cum Sibilla uxore Rogeri le Barber, vocatus, personaliter comparuit: de hujusmodi crimine asserens se immunem, purgationemque suam canonice offerebat: Nos vero auditor causarum Capituli prædicti præfiximus eidem Thomæ diem Veneris proximum sequentem ad purgandum se de crimine, super quo infamabatur, cum sexta manu sui ordinis.

Quo die comparuit coram nobis Auditore prædicto et purgationem sibi indictam canonice faciebat præsentibus tunc in

and purges himself with six compurgators,

clerks of the second form.

Capitulo una cum dicto Johanne de Risindone, tunc Auditore, Dominis Thoma de Ottringham, Roberto de Siglesthorn, vicariis; Dominis Willelmo de Burton, Johanne de Santon, Ada de Sledmer, Thoma de Hedon, Johanne de Hedon, Thoma de Esk compurgatoribus dicti Thomæ et clericis secundæ formæ; et multis aliis tam clericis quam laicis.

Littera acquietanciæ de compotu testamenti reddito.

1306. 29 July. Release of executors of Ely of Clay.

cxlviij. b. 2.—Tenore præsentium pateat universis quod cum nos Auditor causarum capituli Beati Johannis Beverlacensis, Isabellam uxorem quondam Helyæ de Clay, defuncti, Stephanum de Grendale, Edmundum le Taylur, Robertum de Pontefracto et Thomam Lelman, executores testamenti prædicti Elyæ, ad reddendum finalem compotum [etc. as on p. 93.].

Datis in Capitulo prædicto iiij Kalendas Augusti anno Domini millesimo ccc^mo^ quarto.*

Littera testimonialis de valore portionis R. de Welwyk.

1306. Chapter to S. Mary's Abbey, York, sub-collectors of tenth.

cxlviij. b. 3.—Viris religiosis dompnis Abbati et conventui Monasterii Sanctæ Mariæ Eboracensis, subcollectoribus decimæ in subsidium Romanæ ecclesiæ impositæ Capitulum Beati Johannis Beverlacensis, Salutem in amplexibus Salvatoris.

The portion of Rt. of Welwick, formerly Osbert of Spaldington, is valued at 4 marks a year.

Quia pium est et honestum exhibere testimonium veritati, ac nos magna instantia Roberti de Welwyk portionarii illius portionis, quæ fuit Osberti de Spaldington, in ecclesia nostra, excitati, ut de vero valore dictæ portionis vobis testimonium diceremus;

Unde nos dicti Roberti crebris precibus inclinati vestræ dominationi tenore præsentium intimamus quod portio dicti Roberti, quæ fuit portio dicti Osberti, ultra quatuor marcas nullatenus se extendit, quia non plus percipit in uno denario quam sui portionarii, quorum quælibet portio secundum verum valorem ad quatuor marcas taxatur, sicut notorium vobis constat.

Ad exaltationem ecclesiæ suæ Altissimus vos conservet.

* As this document comes among others of the year 1306, and there is nothing to account for a document of 1304 in this place, it seems probable that 1304 was written by mistake. Even so it is out of place.

Littera super mutuæ vicissitudinis obtentu.

cxlviij. b. 4.—[As in cxvj. 2, p. 34, *mutatis mutandis*. Request to proclaim excommunication of the violators of the sequestration of the goods of Ralph of Yarwell, deceased.] 1306. 7 Sept. Official of Court of York to Chapter.

Littera executoria sententiæ excommunicationis latæ in genere pro asportatione decimæ nostræ ecclesiæ in campo de Etton.

cxliij.—Capitulum Beati Johannis Beverlacensis Discreto viro Domino Alano de Humbelton, perpetuo vicario nostro, Salutem in auctore salutis. 1306. 3 September. Chapter to Alan of Humbleton, vicar.

Cum in omnes libertatem Beati Johannis prædicti jura, consuetudines, fructus redditus et possessiones ejusdem sive in travis, sive in aliis rebus quibuscunque ad ecclesiam spectantibus ausu sacrilego infringentes, auferentes vel etiam perturbantes, sit sententia excommunicationis majoris quater in anno in ecclesia canonice promulgata, ut est notum publicum atque manifestum; ac nonnulli dampnabiles perditionis filii, quorum nomina ignoramus, quandam decimam garbarum de quadam cultura quæ vocatur Gares, in campo de Etton, provenientem, ad fabricam ecclesiæ nostræ a tempore cujus memoria non existit spectantem, de autumpno nunc exstanti asportaverunt, seu apportari fecerunt, vel asportationem hujusmodi ratam habuerunt, sine assensu et auctoritate nostra et ipsius, cui cura operis dictæ fabricæ est commissa, et sic in sententiam excommunicationis prædictam dampnabiliter inciderunt, in eadem sententia sordescere minime formidantes animo fortius indurato; Some damnable sons of perdition, names unknown, have carried off the tithe of sheaves from a piece of arable land called Gares in the field of Etton, belonging to the fabric from time immemorial, and have so damnably fallen into the sentence of excommunication four times a year proclaimed in the Church, not fearing to become foul in the same sentence.

Quocirca vobis mandamus quatinus dictos Sathanæ satellites, eorumque auctores et fautores et consiliarios, in ecclesia parochiali de Etton, et in singulis processionibus in nostra ecclesia celebrandis in dictam excommunicationis majoris sententiam occasione prædicta incidisse, publice et solempniter diebus dominicis et festivis in genere nuntietis; et si quos inveneritis reclamantes citetis eosdem peremptorie, quod compareant coram nobis proximo die juridico post diem Sancti Matthæi Apostoli ostensuri et proposituri, si quas habeant rationes, quare ipsos sic excommunicatos esse declarari specialiter minime debeamus. Therefore proclaim the said servants of Satan excommunicate in Etton parish church and in processions in the Minster, and if you find any objecting summon them before us for the next Court day after S. Matthew's day.

Qualiter autem præsens mandatum fueritis executi [etc.].

Datis Beverlaci iij Nonas Septembris Anno Domini millesimo ccc^mo^ sexto.

Correctio facta de Willelmo de Normanton.

1306. 17 Sept. William of Normanton, Vicar Choral, accused of adultery with wife of Master Thomas of Mondon, confesses and abjures her.

xxxvj. 3.—Acta in Capitulo xv Kalendas Octobris A.D. millesimo ccc^mo^ sexto.

Dominus Willelmus de Normanton, vicarius, vocatus coram nobis Auditore, super adulterio cum uxore Magistri Thomæ de Mondon, personaliter comparuit et fatetur peccatum et abjuravit eam in hac forma:

Ego Willelmus cum uxore Magistri Thomæ prædicti carnaliter de cetero nec provocabo nec ullam familiaritatem habebo cum eadem nec in loco aliquo ero cum eadem ubi possit esse sinistra suspicio de peccato; et, si fuero, sine peccato recedam pro posse meo. Sic Deus me adjuvet et hæc sancta Evangelia.

Penance remitted on condition of good behaviour.

Quibus actis nos, Auditor prædictus, pœnitentiam dicto Willelmo pro dicto commisso infligendam, conditione quæ sequitur duximus remittendam; videlicet, quod idem Willelmus in ecclesia, Bederna, domitorio et locis aliis se habeat et gerat prout congruit statui suo.

Processus contra Rectorem ecclesiæ de Etton pro asportatione cujusdam decimæ in campo de Etton.

1306. 14 Sept. Th. of Grayngham, vicar, to Chapter.

cxlvij. b. 3.—Venerabilibus viris Capitulo Beati Johannis Beverlacensis Thomas de Graingham, vicarius in ecclesia Beati Johannis prædicta, Salutem, obedientiam, reverentiam et honorem.

Have received and executed your mandate to excommunicate those who carried off tithe from Etton Field, and have summoned the Rector, John of Ardern.

Mandatum vestrum recepimus in hæc verba: Discreto viro Domino Thomæ de Grayngham perpetuo vicario nostro [etc. as on p. 151, supra].

Datis Beverlaci ij Idus Septembris, anno Domini millesimo ccc^mo^ sexto.

Quod quidem mandatum sumus plenarie executi, factaque inquisitione Dominus Johannes de Ardern, Rector ecclesiæ de Etton, non vi nec dolo inductus, vel metu coactus simpliciter fatebatur se fecisse hujusmodi decimam asportari: Quem juxta formam mandati vestri citavi ad diem et locum in eodem mandato contentos.

Datis Beverlaci xviij Kalendas Octobris [etc.].

Quo die idem Rector comparuit coram nobis Auditore in capitulo prædicto et facta fuerunt infrascripta.

Instrumentum publicum de eodem.

1306. 22 September. J. of Ardern, rector of Etton, before the assessor promises to restore the tithes of corn of a place called Gares, formerly belonging to Wm. Thurston of South Dalton in Etton Field carried off by him in a *bona fide* belief of his title; and asks and obtains absolution if he had fallen under the sentence of excommunication.

In Dei nomine Amen. Anno ab incarnatione ejusdem secundum cursum et computationem ecclesiæ Anglicanæ m° ccc^mo^ sexto, Indictione quarta, die vicesima secunda mensis Septembris, Dominus Johannes de Ardern, Rector ecclesiæ de Etton, Eboracensis dyocœseos, constitutus personaliter in Capitulo ecclesiæ Beati Johannis Beverlacensis dictæ dyocœseos coram Domino Johanne de Risindon, Auditore causarum capituli ibidem pro tribunali sedente, concessit fideliter pro bono pacis se fore restiturum decimam garbarum cujusdam loci qui vocatur Gares de bovata terræ, quæ quondam fuit Willelmi Thurstan de Suthdalton in territorio de Etton (Domino Alano de Humbelton custode operis ecclesiæ Sancti Johannis prædicti asserente se esse in possessione perceptionis ejusdem decimæ nomine operis supradicti a tempore cujus memoria non existit), asportatam per ministros dicti Rectoris in autumno proximo elapso, licet idem Rector decimam sic asportatam tempore asportationis ad ecclesiam suam prædictam mero jure pertinere credidit, ut asseruit, bona fide;

Dictusque Rector status sui reformationem petens ad cautelam si in aliquam sententiam excommunicationis generalem vel specialem incidisset occasione dictæ decimæ sic asportatæ præstito ab eodem Rectore juramento de parendo mandatis ecclesiæ absolutus fuit a prædicto Auditore, si in aliquam excommunicationis sententiam de qua superius sit mentio, aliqualiter incidisset.

Qui quidem Auditor injunxit eidem Rectori in virtute præstiti sacramenti, quod Domino Alano prædicto decimam restituat plenarie prælibatam citra diem dominicum proximo sequentem, sub pœna excommunicationis majoris in eadem instantia judicii in personam suam latæ, si dicto die dominico cessaret aliqualiter in restitutione decimæ supradictæ; et quod de cetero dictam decimam non asportet, nec asportare faciat, nisi per viam juridicam licite valeat asportare; jure tamen ejusdem Rectoris in petitorio sibi salvo.

Acta omnia hæc in Capitulo supradicto sub anno indictione die et mense prænotatis, præsentibus Magistris Alano de Cotum, Radulpho de Anlagheby et Roberto de Scoureburgh, Ricardo filio Sabineri, Radulpho de Langtoft, clericis, testibus ad præmissa vocatis specialiter et rogatis.

Et ego Johannes Chammpeneys de Eboraco, clericus Eboracensis dyocœseos, auctoritate imperiali notarius publicus, præmissis omnibus præsens interfui, eaque mauu mea scripsi et in hanc publicam formam redegi, signoque meo consueto roboravi rogatus.

Littera absolutoria ut patet.

Same date. Absolution of Rector of Etton.

Capitulum Beati Johannis Beverlacensis Discreto viro Domino Johanni de Ardern, rectori ecclesiæ de Etton [etc.] A sententia, etc. [as on p. 103, to infringentes] si in ea occasione decimæ [as in last] vos absolvimus in forma juris. Datis [etc.]

Littera privata missa pro Domino W. de Normanton vicario.

1306. 19 Sept. Walter of Gloucester, Canon, to J. of Risingdon, Chamberlain of Beverley.

clv. 2.—W. de Glovernia Canonicus Beverlacensis Dilecto sibi in Christo Domino J. de Risindone, Camerario ecclesiæ ejusdem, Salutem in amplexibus Salvatoris.

William of Normanton, vicar, complains that you will not insert his name in letter for orders with the other clerks.

Quia nuper audivi querelam ex parte Willelmi de Normanton, vicarii in ecclesia nostra Beverlacensi, continentem, quod ipsum in litteris Capituli nostri, pro ipso et aliis clericis in proximis ordinibus promovendis, ad Reverendum virum patrem et prælatum nostrum Dominum Archiepiscopum Eboracensem dirigendis, ipsum ad ordinis presbiteratus ordinatum una cum aliis clericis ejusdem ecclesiæ ordinandis inserere denegatis; unde vos rogo quatinus hoc non obstante, quod tam diu in ecclesia nostra stetit, et se ad

Please include it, unless there is some canonical objection.

prædictum ordinem ordinari non procuravit, nisi aliquid aliud canonicum sibi obsistat quod evidens sit et notorium, quare non debeat promoveri, nomen ipsius in prædictis litteris ad ipsius promotionem apponere non omittatis. Valete in Christo Jesu.

Dated Kingshay.

Datis apud Kyngishaye die Lunæ proxima ante festum Sancti Matthæi Apostoli A.D. m°ccc° sexto.

Littera ut supra proximo.

cxlv. 3.—A similar letter from H. de Carlton to same effect.

Dated at Carlton xiij Kalendas Octobris.

Littera pro clericis ordinandis in Sabbato quatuor temporum proximo ante festum Sancti Michaelis apud Popelton.

cxlv. b. 2.—To be Acolyte: R[t] of Crakehall, clerk de Berfellis.

To be Deacon: R[d] Boutemound.

To be Priest: W. of Normanton, J. of Swine and R[d] of Althorp.

Littera quæ dicitur venire facias.

1306. 25 Sept. Chapter to offici of Court of York

cxlv. b. 3.—We have cited Hugo of Ottringham, Vicar of the Collegiate Church, and Robert of Sigglesthorn, executors of Master William of Haxby, to appear in accordance with the Royal writ of Venire facias, dated 6 May, to answer the Abbot of Bardney in a plea that they, with William, parson of the church of Spridlington, and Thomas le Hurd, their co-executors, have unjustly detained £26 due to him.

Mandatum Archiepiscopi super visitatione facienda.

1306. 23 Sept. Abp. William (Greenfield) to Chapter.

cxlvj. 2.—Willelmus permissione divina Eboracensis Archiepiscopus Angliæ primas Dilectis in Christo filiis Capitulo nostro Beverlacensi, Salutem gratiam et benedictionem.

Monday before the Feast of Simon and Jude we propose to visit you for the recreation of you souls.

Quia intendimus per Dei gratiam die Lunæ proxima ante instans festum Apostolorum Simonis et Judæ vos in capitulo vestro Beverlacensi ad recreationem animarum vestrarum personaliter interesse, ac visitationis officium apud vos et ecclesiam vestram paternis affectibus exercere, vobis tenore præsentium injungimus et mandamus quatinus omnes et singuli dicto die nobis personas ibidem et votivam præsentiam filiali promptitudine prætendatis, nostra salubria monita correctiones et injuncta, debita et devota reverentia recepturi; ex quibus perveniat fructus placidus, qui vobis proficiat, sicut pie cupimus, ad salutem.

Summon those absent.

Ad quem diem nunc absentes confratres convocare curetis, Nos super hoc certificantes ad diem per vestras patentes litteras quæ harum seriem repræsentent.

Datis apud Thorp ix Kalendas Octobris, Pontificatus nostri anno primo.

Dated at [Bishop]thorp.

Littera privata pro consilio habendo.

1306. 25 Sept. J. of Risingho

cxlvj. 3.—Suo Domino, reverendo magistro Johanni de Nassington, suus J. de Risindon, Auditor causarum capituli

Chapter's Assessor to J. of Nassington.

Beati Johannis Beverlacensis se ipsum cum promptitudine complacendi.

Mandatum Venerabilis patris Domini Willelmi permissione divina Eboracensis Archiepiscopi, Angliæ primatis, nomine dicti Capituli recepi in hæc verba:

W. [etc.] ut supra proximo.

Please tell me what is to be done about the Archbishop's letter at the next convocation of Canons.

Domine mi reverendissime, ut mihi inscio videtur quod dicto Capitulo expediret citra diem convocationem solempniter celebrare ad tractandum super articulis statum nostræ ecclesiæ contingentibus, et quid in ipsa visitatione proponi fierive debeat certissime possit sciri.

Quocirca dominationi vestræ supplico reverendæ quatinus mihi in hoc casu vestrum consilium tam de convocatione celebranda quam de aliis in mandato dicti Patris contentis, ut omnia recto ordine procedere valeant, prout justitia consuetudoque ecclesiæ nostræ exigat et requirat.

For on you depend the law and the prophets.

Dignemini rescribere per præsentium portatorem, a vobis enim dependent lex et prophetæ.

Valeat vestra dominatio temporibus diuturnis in filio virginis gloriosæ.

Scriptum Beverlaci vij Kalendas Octobris anno Domini m°ccc^mo sexto.

Littera privata directa Capitulo contra consuetudinem hujus ecclesiæ.

1306. 21 Sept. Abp. William [Greenfield] to Chapter.

cxlvj. b. 2.—W. [etc. as in last] Dilectis [etc.] Capitulo Beverlacensi vel Magistro Johanni de Risindon, aut alii eorum locumtenenti, Salutem [etc.]

You are not to proceed against Sir Henry of Moingvill Goldsmith of your church who is on our service with the King at Hexham, to compel him to repair certain phials and incense burners; at least until we come to the parts of Beverley.

Intimatum erat nobis quod procuratorem dilecti filii Domini Henrici de Moingvill, aurifabri dictæ ecclesiæ, nostris cotidianis apud Hextildesham juxta Dominum nostrum Regem ac laboriosis et anxiosis obsequiis immorantis, fialas turibilia et hujusmodi ornamenta ecclesiastica per sequestrum et alias censuras ecclesiasticas contra justitiam compellitis reparare, seu compellere intenditis minus juste.

Quocirca vobis mandamus rogantes, quatinus ab omni gravamine dicto Domino Henrico aut suis ratione prædicti sui officii inferendo penitus desistatis, saltem quousque ad partes Beverlacenses contigerit nos venire, quod erit in proximo ut speramus.

Bene valete. Datis apud Thorp xi Kalendas Octobris Pontificatus nostri anno primo.

Dated at [Bishop]thorp

Littera directa Episcopo Lincolniensi: et emanavit ad instantiam Domini Alani de Humbelton.

1306. 29 Sept. Chapter to J. Bishop of Lincoln.

Venerabili Patri in Christo J. Dei gratia Lincolniensi Episcopo Capitulum [etc.] Salutem, reverentiam et honorem.

We cannot th you enough fo past favours, those to come. God requite y

De variis et infinitis beneficiis nobis et nostris et nostræ ecclesiæ per vos hactenus liberaliter factis et in futurum, annuente Deo, faciendis, nobis grates referre non sufficimus: sed ipse vobis retribuat qui est bonorum omnium retributor.

Please grant licence to Joh of Fitling our collector for fabric and shr of St. John to collect in you diocese.

Quum Johannes de Fitteling [etc. as in cxl. b. 3 to "exercere"]. Nos confisi de vestra benevolentia consueta vestræ Paternitati Reverendæ attentius supplicamus quatinus procuratori nostro prædicto præsentium portatori, ut per se et substitutum suum in singulis ecclesiis [etc. as in cxl. b. 3].

Datis Beverlaci iij Kalendas Octobris, A.D. millesimo ccc^mo^ sexto.

Admissio Magistri Rogeri, Rectoris scolarum.

1306. 30 Sept. Before John o Risingdon Assessor, appeared Rt. Bitham, chancellor and presented Roger of Bolton to Beverley Grammar Sch

cxlvij. 2.—Acta in Capitulo ij Kalendas Octobris, Anno Domini millesimo ccc^mo^ sexto, coram Domino Johanne de Risindon, Auditore ejusdem. Magister Robertus de Byham, Cancellarius hujus ecclesiæ, coram nobis Auditore prædicto personaliter comparuit, et Magistrum Rogerum de Bolton ad scolas gram[m]aticales Beverlacenses, ad suam præsentationem et collationem spectantes, præsentavit: cujus præsentationis tenor talis est:

Præsentatio.

Same day. Robert of Bith Chancellor of Beverley, to Chapter.

cxlvij.—Venerabili Capitulo ecclesiæ Beati Johannis Beverlacensis, Robertus de Byham, ejusdem ecclesiæ Cancellarius, Salutem in eo qui est causa vera salutis.

We have collat Master Roger Bolton to the Grammar Sch of Beverley no vacant and in gift.

Quia scolas Beverlacenses grammaticales nunc vacantes, ad meam collationem spectantes, Magistro Rogero de Bolton ad triennium regendas contulimus, cum proventibus earumdem, caritatis amore, quod et vestræ dominationi notum facimus per præsentes;

Do further in the matter what is in accordance with the ancient and approved custom of the Church.

Unde quod vestrum erit ulterius juxta consuetudines Ecclesiæ prædictæ antiquas et approbandas in eodem facias cum effectu.

Valeat dominatio vestra reverenda nunc et per tempora feliciter successiva.

Datis apud Beverlacum in crastino Sancti Michaelis, anno Domini millesimo ccc^mo^ sexto.

Collatio.

Same day.

Tenor collationis dictarum scolarum dicto Rogero factæ.

Copy of Collation. Bitham, Chancellor, to Master Roger of Bolton. Wishing to do special favour to your probity and discretion we confer on you the teaching of Beverley School for three years.

Robertus de Byham, ecclesiæ Beati Johannis Beverlacensis Cancellarius, Dilecto sibi in Christo Magistro Rogero de Bolton Salutem in Domino.

Tuæ probitatis et discretionis merita prosequi volentes favore speciali, tibi, scolas Beverlacenses nunc vacantes et ad collationem nostram spectantes, ad triennium regendas conferimus, caritatis amore.

In cujus rei testimonium sigillum nostrum de voluntate nostra præsentibus est appositum.

Datis Beverlaci ij Kalendas Octobris, Anno Domini millesimo ccc^mo^ sexto.

Copy of Roger of Bolton's testimonials.

Ad hæc dictus Rogerus quasdam litteras testimoniales de conversatione sua in scolis, sigillo communi Universitatis Cantabrigiæ consignatas,* cujus tenor dinoscitur esse talis:

Littera Testimonialis de conversatione in scolis.

To all sons of Holy Church. Rd. of Aston, vicegerent of Mr. Stephen of Segrave Chancellor of the University of Cambridge, and the assembly of Masters.

Universis sanctæ matris ecclesiæ filiis ad quorum notitiam seu audientiam litteræ præsentes pervenerint Magister Ricardus de Aston, vices venerandi viri Magistri Stephani de Segrave, Universitatis Cantabrigiensis Cancellarii, in ejus absentia gerens, ejusdemque cœtus unanimis magistrorum, Salutem in amplexibus Salvatoris.

Know that R. of B. continuous in his studies in the University has faithfully taught in the liberal arts and well behaved himself. So give a favourable hearing to what he may say that so you may merit praise in the Lord.

Vestra noverit Universitas Reverenda Magistrum Rogerum de Bolton in Universitate prædicta studiis insistendo in artibus liberalibus fideliter et utiliter, sicuti effectus operum noscuntur manifestare, rexisse, et se bene et laudabiliter habuisse, necnon vitam suam moralibus redimitam sic in melius continuasse; ut dignorum testimonio laudabili merito debeat decorari.

Quocirca cum hiis, quorum conversationem frequens fama

* Some word like porrexit seems to have been left out in the MS.

commendat, favor cum gratia debeatur, Vestram Universitatem cum affectione qua possumus requirimus et rogamus, quatinus divinæ caritatis intuitu et precum nostrarum interventu, ipsum Magistrum Rogerum, gratia præditum et nullius inquinamenti quod sciatur labe respersum, cum ad vos venerit, sicut vestram decet benevolentiam audientes, eidem aures vestras dignemini favorabiliter inclinare super hiis quæ pro se duxerit expedire, ita ut exinde valeatis dignis in Domino laudibus merito commendari:

In cujus rei testimonium has litteras nostras sibi fieri fecimus patentes sigilli nostri communis munimine roboratas. Datis Cantabrigiis in plena congregatione magistrorum Regentium die sabbati proximo post festum Apostolorum Petri et Pauli Anno Domini m°ccc^mo^vi°.

Dated in full Congregation Regent Master 2 July, 1306.

cxlvii. b. 1.—Quibus litteris lectis recitatis et plenius intellectis, Nos Auditor prædictus ipsum Magistrum Rogerum ad regimen dictarum scolarum cum omnibus honeribus suis nomine dicti capituli ad præsentationem dicti Magistri Roberti duximus admittendum, qui taliter admissus corporale sacramentum tactis sacrosanctis evangeliis præstitit in hac forma:

Which read w think he is fit be admitted to the governanc of the said sch

He is admitted and takes oath of obedience to Chapter and its officers, an faithfully to teach School o have it taught and to all that the custom of the Church an School require

Ego, Rogerus, ero fidelis et obediens Capitulo Beati Johannis Beverlacensis ejusque ministris in canonicis et licitis mandatis, scolas mihi commissas fideliter regam, et per fideles et idoneos ministros regi faciam, ac omnia alia et singula mihi occasione dictarum scolarum quibuscunque incumbentia fideliter faciam et etiam observabo pro posse meo, prout istius ecclesiæ et scolarum prædictarum laudabiles consuetudines et etiam approbatæ exigunt et requirunt, sic Deus me adjuvet et sacrosancta evangelia Dei.

Quibus actis ipsum Rogerum in possessionem corporalem dictarum scolarum per Alanum de Humbelton, tunc temporis Magistrum Operis ecclesiæ supradictæ induci fecimus prout consuetudo ecclesiæ nostræ exigit et requirit.

Thereon he is inducted by A. of Humbleton, Master of the Works.

Carta Adæ de Schipton.

cxlix. 2.—Sciant præsentes et futuri quod ego Robertus de Pykering, canonicus ecclesiæ Sancti Johannis Beverlacensis, et Præbendarius præbendæ Apostolorum Sanctorum Petri et Pauli in eadem ecclesia, dedi, concessi et hoc præsenti scripto tripartito confirmavi Adæ de Schupton, Johannæ uxori ejus, et Thomæ filio eorumdem;

1306.

Robert of Pick ing, Canon and Prebendary of the prebend of SS. Peter and Paul, to Adam of Shipton, Jan his wife and Thomas his so

Grant of messuage and 3 bovates of land in Etton, the messuage between land of John of Lockington and Ralph Barry, and the land in the middle of the Common Field between land of Walter of Kelk, holds of S. Andrew's prebend, and land of Walter Barry; for their lives and the life of the survivor at the rent of 36s. 8d. of silver.

Unum messuagium et quatuor bovatas terræ cum pertinentiis in Etton, de præbenda mea antedicta; quod quidem messuagium jacet inter terram Johannis de Lokyngton et terram Radulphi Barri; et prædictæ quatuor bovatæ terræ jacent per medium campum, inter terram quam Walterus de Kelk tenet de præbenda Sancti Andreæ Apostoli in ecclesia Beverlacensi, et terram Willelmi Barri;

Tenendum et habendum totum prædictum tenementum cum omnibus suis pertinentiis, libertatibus et aysiamentis prædictis Adæ, Johannæ et Thomæ, in tota vita sua et eorum alicujus, libere, quiete bene et in pace;

Reddendo inde annuatim mihi, et successoribus meis in præbenda antedicta, triginta sex solidos et octo denarios argenti, ad festum Sancti Martini in hyeme, et ad Pentecosten per æquales portiones; et faciendo sectam curiæ et omnia alia servitia, ut vicini sui tenentes de eadem præbenda faciunt:

Et ego Robertus, canonicus ac præbendarius prædictus, et successores mei, totum prædictum tenementum cum omnibus suis pertinentiis Adæ, Johannæ et Thomæ, in tota vita sua et eorum alicujus, contra omnes homines warrantizabimus.

Decedentibus Ada, Johanna et Thoma prædictis, totum prædictum tenementum cum omnibus suis pertinentiis, mihi et successoribus meis in præbenda antedicta integrum revertetur.

In cujus rei testimonium uni parti præsentis scripti tripartiti indentati penes dictos Adam, Johannam et Thomam residenti sigillum meum apposui; alterique parti ejusdem scripti penes me et successores meos in præbenda antedicta commoranti prædicti Adam, Johanna et Thomas sigilla sua apposuerunt: ac etiam tam ego quam prædicti Adam, Johanna et Thomas tertiam partem istius scripti penes Capitulum Sancti Johannis Beverlacensis residentem sigillis nostris corroboravimus.

Hiis testibus Domino Jacobo de Frivill, milite, Laurentio de Etton, Ada de Boulton, Johanne Schott, Hugone du Clay, Johanne filio Oliveri, Johanne de Wytton, Ricardo le Mercer, Simone de Lindesay, Ingelramo de Brigham, Waltero de Tenelby, clerico, et aliis.

Confirmatio cartæ prædictæ.

cxlix. b. 2.—Noverint universi has litteras visuri vel audituri quod Nos, Capitulum [etc.] inspeximus quoddam scriptum tripartitum quod venerabilis et discretus vir Magister Robertus de Pickering, confrater et concanonicus noster, fecit Adæ de Schupton, Johannæ uxori ejus et Thomæ filio eorumdem de Etton, de tenemento cum pertinentiis in Etton n hæc verba; ut supra; 1306. 6 Nov. Confirmation by Chapter of last document.

Nos autem Capitulum prædictum, cernentes præsens factum cedere in commodum dictæ præbendæ, dictum scriptum tripartitum, vim virtutem et effectum ejusdem in omni sui parte acceptamus, ratificamus et confirmamus per præsentes.

In cujus rei testimonium præsentibus sigillum nostrum duximus apponendum.

Datis Beverlaci in festo Sancti Leonardi Abbatis, anno Domini millesimo ccc^mo^ sexto.

Hiis testibus Dominis Johanne de Hoton, Galfrido de Hothon, militibus; Rogero de Scoter, Johanne de Cave, Willelmo de la Wodhall, Willelmo de Watton, Johanne de Celer, Willelmo de Tenelby, clerico, et aliis.

The Chapter directed to pray for Pope Clement V. in accordance with his Bull.

cxliij. b.—Officialis Curiæ Eboracensis Venerabili Capitulo Beverlacensi, Salutem in auctore salutis. 1306. 4 Sept.—3 Oct. Official of York to Chapter,

Mandatum domini nostri, Domini Willelmi, Dei gratia Eboracensis Archiepiscopi, Angliæ primatis, recepimus tenorem continens infra scriptum; recites Mandate of Archbishop.

Willelmus, permissione divina Eboracensis Archiepiscopus, Angliæ primas, Dilecto in Christo filio, officiali curiæ Eboracensis vel ejus commissario generali: Salutem, gratiam et benedictionem.

Litteras Sanctissimi patris et domini nostri Domini Clementis divina providentia Papæ quinti vera bulla bullatas die datæ præsentium recepimus tenorem qui sequitur continentes; reciting Bull of Pope Clement V.

Clemens episcopus, servus servorum Dei, Venerabilibus Pope to Archp. of

York and Suffragans.

fratribus Archiepiscopo Eboracensi, ejusque suffraganeis, Salutem et apostolicam benedictionem.

I will lift up mine eyes and consider thy wonder.

Levabo oculos meos et considerabo mirabilia tua, Domine, ut doceas me justitias tuas. Da mihi intellectum ut discam mandata tua. Levat quippe oculos suos et considerat mirabilia Domini, qui, dum sui cernit humilitatem ingressus, progressum vero multis repletum intuetur miseriis, advertit se ratione vigere, participare cum angelis in intellectum cognoscit, et tandem ad sublimiores honores se conspicit, divina gratia gloriose provectum. Hoc admirans egregius ille

What is man?

psalmista proclamat cum dicit, Quid est homo quod memor es ejus, aut filius hominis quoniam visitas eum? Minuisti eum paulo minus ab angelis, gloria et honore coronasti eum: sic faciens, quia se humiliat, a Deo consequitur, ut ejus doceatur justitia, et ab ipso intellectu recepto illius non ignoret mandata, set discat humilitas siquidem pro qua dignitatis quæ eam habentis ingenio augenda est non oriatur contemptus, in regente velud quoddam sidus irradiat exaltationem meretur, et tanquam acceptabile sacrificium placet Deo.

We marvel at being set on Peter's throne to rule the world.

Nos autem, qui supremum, licet immeriti, locum Dei clementia tenemus in terris, non admirari solum set in stuporem verti debemus, super Petri solio excelso throno sedentes, ejus constituti vicarius, cui per patrem dicitur "Filius meus es tu, hodie genui te; dabo tibi gentes hereditatam tuam, et possessionem tuam terminos terræ."

But the Church is disturbed, its lands are wasted by civil war, and by hostile incursions, the Holy Land is held by the Babylonian enemy; Christian Princes wage war and lie in wait for each other. Who can think himself equal to the situation? Infidel enemies, dissolute lieutenants, superstitious subjects, the devout too delicate through evil persuasion.

Qualiter insuper attendentes temporis in timorem dari compellimus, minus siquidem bene quiescit ecclesia, ipsius terras et adjacentes provincias bella instant civilia, illas hostiles excursus et quandoque congressus exterminant, terram sanctam Babilonicus hostis non sine ignominia Christiani nominis miserabiliter occupatam detinet, et nonnulli principes, Christi fideles, adversus se dissident, et o[p]portunitate captata libenter sibi invicem pernicioses insidias procurant. Quis ergo superbus tantæ dignitatis fastigio putabit se dignum, aut quis stolidus se tanto oneri parem credet? Nos indignum dicimus, et nos imparem merito reputamus ex debito namque postoralis officii prohibere crimina, persuadere virtutes, inserere pacem, tollere odia et scandala removere tenemur. Set increduli hostes, discoli subditi, superstitiosi subjecti, devoti nimium delicati, propter suasiones pravas, quibus obviare intendimus aliquando pertinaces. Ideoque ecclesiæ ad Deum egemus suffragiis, et

sanctorum orationibus indigemus, ut ipse justitias suas nos doceat, et intellectum det nobis, quod ejus mandata discamus; Observantiam nempe justitiæ, pax, qua sunt pax et justitia copulatæ, et mandatorum Dei custodiam, devotio etiam exterior et obedientia committantur Illius enim vices hic gerimus, lumborum cujus est justitia cingulum, et fides cinctorium renum ejus.

Canite igitur tuba, sanctificate jejunium, vocate cœtum, congregate populum, coadjunate ecclesiam, ut ipsi ad Deum; qui nos, apostolica sede per obitum sanctæ memoriæ Benedicti Papæ prædecessoris nostri proximi vacante, per electionem canonicam et concordem Cardinalium Sanctæ Romanæ, cui præsidemus, ecclesiæ, nunc fratrum nostrorum, benignitate misericordiæ suæ ad regimen summi pontificatus assumpsit, et in eorum necnon serenissimi Principis carissimi filii nostri Philippi, Regis Francorum, illustris, aliorumque principum atque nobilium, et multitudinis populi copiosa præsentia, peragere solempnia benedictionis nostræ permisit: porrigantur preces, quod ad laudem suam salvum et incolumem suæ nos servet ecclesiæ, detque nobis, servo suo, cor docile, ut judicare possimus et regere populum suum, ac inter bonum et malum discernere; quod periit, et præcipue terram sanctam memoratam requirere, abjecta reducere, alligare confracta, consolidare infirma, fortia custodire, ac pinguia, commissum gregem in judicio et justitia pascere, et illum taliter salubribus monitis confovere, quod ejus sanguis in extremo judicio de nostris non requiratur manibus, set cum eo in eterna Christi tabernacula suscipi mereamur.

Sound the trumpet, proclaim the fast, summon the people to pray for us, canonically elected by our brethren the Cardinals, consecrated in the presence of King Philip of France and of princes and m people.

Verum quia hujusmodi orationum suffragia nimis insident cordi nostro, et illa pro nobis ut præmittitur, cupimus exhiberi, volumus et nihilominus vobis præsentium auctoritate mandamus, quatinus nobis per vestras quot propterea injunxeritis orationes et missas, et quicquid inde feceritis, significare curetis, scientes quod quanto frequentiora et numerosiora suffragia de quibus prædicitur, facietis offerri, tanto favorabiliores vobis proponimus inveniri.

Order masses and prayers f us, the more better.

Datis Lugduni xvj Kalendas Decembris pontificatus nostri anno primo.

Lyons, Nov. 1305.

Quocirca devotioni vestræ auctoritate apostolica supradicta committimus et mandamus vobis in virtute obedientiæ,

Cause the B

to be published throughout the diocese.

qua sanctæ sedi apostolicæ teneamini, firmiter injungentes, quatinus præfatis litteris apostolicis per vos, seu alium aut alios, cui vel quibus duxeritis demandandum, tam in nostra Eboracensi ecclesia coram dilectis filiis Capitulo nostro ejusdem, quam etiam per singulos archidiaconatus nostræ diocœsis, in singulis videlicet ecclesiis collegiatis, exemptis et non exemptis, religiosis et sæcularibus, ac etiam ecclesiis præbendalibus et parochialibus, ac capellis quibuscunque nostræ civitatis et diocœsis publicatis, omnes et singulos ecclesiis et capellis hujusmodi præsidentes, ex parte summi pontificis moneatis, ac motivis exhortationibus efficaciter inducatis; quod ob venerationem ipsius, a singulis presbiteris apud eos missas celebrantibus, singulis septimanis uno die quo commodius eis vacare poterit, pro salubri statu dicti Domini nostri Papæ cum devotione debita celebrari faciant specialiter unam missam: ab aliis vero presbiteris qui celebrare non possunt, necnon etiam diaconis et subdiaconis ecclesiarum collegiatarum, saltem regularium, singulis mensibus unum psalterium decantari, præter alia orationum suffragia, ad quas ceteri Christiani fideles, vobis inducentibus, pro ipso fundendas per vos poterunt motivius excitari, ut Dominus pro sua misericordia, ad exaltationem sanctæ matris ecclesiæ in prosperis eum dirigat, ab adversis protegat et defendat, sibique annuat et concedat, quæ superius sunt expressa.

and cause in each church each priest celebrating masses on one day to say a mass for our Lord the Pope: and other priests, deacons and subdeacons every month to say one Psalter.

Vosque nichilominus præfatum Capitulum nostrum Eboracense ac cetera capitula nostræ diocœsis, omnes et singulos collegiatis ecclesiis nostræ civitatis et diocœsis quibuscunque, ut prædicitur, præsidentes, ac singulos archidiaconos nostræ civitatis et diocœsis eorumve officiales, auctoritate monentes prædicta, et eisdem, si oportuerit, in virtute sanctæ obedientiæ præfatæ sedi debitæ firmiter injungentes, quod singillatim et distincte, prout contigerit, quemlibet eorumdem de numero missorum et psalteriorum hujusmodi, præter orationes alias fidelium, vos certificent in proximis post instans festum Sancti Michaelis synodis celebrandis; vosque taliter certificati per eos, quid de prædicto numero receperitis, et quicquid in hac parte feceritis constare per vestras litteras patentes harum seriem continentes, ut juxta continentiam earumdem per nostras præfatum dominum nostrum summum pontificem, prout superius demandatur, possimus de comperto numero placabilius reddere certiores. Valete.

Enjoin our Chapter of York and other chapters of our diocese to let you know how many masses, &c., are said in the synod next after Michaelmas,

and let us know the total that we may inform the Pope.

Datis apud Scroby ix Kalendas Septembris Pontificatus nostri anno primo.

Dated Scroby 24 August.

Hujus igitur auctoritate mandati vobis in virtute obedientiæ, qua dictæ sedi apostolicæ et Domino nostro Eboracensi Archiepiscopo tenemur firmiter injungentes mandamus, quatinus prædictum mandatum juxta ipsius tenorem vim, formam et effectum in omnibus et singulis articulis suis in singulis ecclesiis collegiatis, exemptis et non exemptis, religiosis et secularibus, ac etiam ecclesiis præbendalibus et parochialibus ac capellis quibuscunque infra jurisdictionem vestram constitutis, statim a tempore receptionis præsentium, cum omni celeritate qua poteritis, executioni debitæ demandetis; et certificetis nos vel commissarium nostrum super præsentis executione mandati, de numero etiam missarum et psalteriorum, qui per subditos vestros infra jurisdictionem vestram summa devotione declarari contigerit, in Octabis Sancti Michaelis, distincte et aperte, per vestras patentes litteras harum seriem continentes.

In virtue of you obedience to apostolic see an the Archbishop York, Execute this mandate in you jurisdiction;

and let me kno the number of masses, etc., in the octave of Michaelmas.

Datis Eboraci ij Nonas Septembris anno graciæ millesimo ccc^mo^ sexto.

Dated York 4 Sept. 1306.

Quod quidem mandatum secundum vim, formam et effectum ipsius sumus plenarie executi. Numerus vero missarum, quæ a subditis juxta formam dicti mandati specialiter decantantur singulis septimanis, ad xxv missas; psalteriorum vero singulis mensibus ad x psalteria se extendit. Bene valete.

Recital of execution. Number of masses at Beverley, each week, 25, and Psalters, each month, 10.

Datis Beverlaci v Nonas Octobris anno Domini m° ccc^mo^ sexto.

Beverley 3 Oct. 1306.

Littera Archiepiscopi pro visitatione facienda.

xxxvj. b.—Willelmus, permissione divina Eboracensis [etc.].

1306.

Quia de mandato speciali Domini nostri Regis, quod inopinate recepimus, ad partes Eboracenses, nos in proximo, mutato nostro proposito, oportebit dirigere gressus nostros pro quibusdam negotiis Regiis, specialiter Domino Thesaurario Angliæ et nobis injunctis, quæ celeritatem magnam exposcunt; quorum prætextu impedimur ad præsens, quo-

15 October. Archbishop to Chapter.

Visitation of chapter which was to have bee held on Monday before 28 octob on account of

urgent business at York imposed on him and the Treasurer of England by the King,

minus die Lunæ proxima ante instans festum Apostolorum Simonis et Judæ, juxta litterarum nostrarum alias vobis missarum tenorem, apud vos possimus visitationis officium exercere.

3 Nov. postponed to Thursday after All Saints' Day; when all are humbly to present themselves in chapter to receive monitions, corrections, and injunctions.

Vos et quemlibet vestrum de impedimento hujusmodi harum serie præmunimus, Mandantes quatinus omnes et singuli, die Jovis proxima post instans festum Omnium Sanctorum, in Capitulo vestro Beverlacensi coram nobis personas vestras et votivam præsentiam prætendatis, visitationem nostram, quam ipsa die Jovis paternis affectibus apud vos exercere proponimus, humiliter subituri, nostraque salubria monita, correctiones et injuncta cum debita reverentia recepturi, ex quibus fructus accrescat placidus, qui vobis utinam proficiat salutem. Valete.

Datis apud Wilton, Idibus Octobris, Pontificatus nostri primo.

Conciliatio Cimiterii.

1306. 2 Nov. All Souls' Day. Reconciliation of Minster Yard after pollution by bloodshed of Peter of Cranswick on 27 December, 1304: no one having been buried there meanwhile. The tent in which the Abp. blessed the water for sprinkling was fixed on the ash-trees at the Churchyard gate, towards the Archbishop's manor. Fees: Archbishop 40s. Marshal 5s. Clerks 2s.

xxxvi. b. 2.—Die animarum A.D. m°ccc^mo sexto, reconciliatum fuit cimiterium ecclesiæ Beati Johannis Beverlacensis per Dominum Willelmum, Eboracensem Archiepiscopum; quod erat pollutum sanguinis effusione per Petrum de Crauncewyk, die Sancti Johannis Evangelistæ in Natali A.D. m°ccc^mo quarto, nec in eodem cimiterio medio tempore aliquis sepeliebatur.

Notandum vero quod tentorium, ubi Archiepiscopus benedixit aquam ad reconciliandum idem cimiterium, affixum fuit duabus fraxinis ad portam cimiterii, prætendens versus curiam Archiepiscopi; habuit pro procuratione sua xl^s.; et marshallus pro feodo suo v^s.; clerici Archiepiscopi ij^s.

Certificatio litterarum pro visitatione.

1306. 2 Nov. Chapter to Archbishop.

xxxvj. b. 3.—Venerabili in Christo Domino W., Dei gratia, Eboracensi Archiepiscopo, Angliæ primati, Suum humile et devotum Capitulum Beati Johannis Beverlacensis Salutem, obedientiam, reverentiam et honorem.

Recite letters as to visitation and report execution of commands.

Mandatum vestrum recepimus tenorem continens infrascriptum; Willelmus [etc. ut infra]; Subsequenter vero aliud mandatum vestrum recepimus in hæc verba: Willelmus [etc. ut supra in eodem folio];

Quæ quidem mandata vestra sumus cum debitis obedientia et reverentia plenarie executi. Valeat vestra paternitas reverenda per tempora feliciter successiva.

Datis Beverlaci iiij Nonas Novembris A.D. m°ccc^mo sexto.

xxxvi. b. 4.—In qua visitatione propositum fuit primo verbum Dei, cujus tenor talis erat: "Sol illuminans respexit per omnia etc."

Deinde, lecto certificatorio, lecta fuit constitutio Bonifaciana "Quia plerique." Quibus actis, Archiepiscopus examinavit Canonicos, et clerici sui alios.

At the visitati after sermon; and reading P Boniface's constitution. "Q plerique" the Archbishop examined the canons, and hi clerks the othe

Copia brevium regiorum de xl^li quærendis apud Berewicum.

cliij. b. 3.—Edwardus, etc., Dilecto et fideli suo Johanni de Sandale, camerario suo Scotiæ, Salutem.

Edward I. to J of Sandal, Cha berlain of Scotland.

Cum per litteras nostras patentes concesserimus Dilectis nobis in Christo Canonicis ecclesiæ S. Johannis Beverlacensis xl^li singulis annis, ad Scaccarium nostrum Berwici super Twedam duobus terminis percipiendas, quam quidem concessionem eis fecimus hiis conditionibus, viz., quod præfati Canonici et eorum successores qualibet duarum festivitatum S. Johannis de Beverlaco distribuant tribus millibus pauperum videlicet, cuilibet eorum j^d, et alia diversa honera annuatim ibidem sustentanda, prout in litteris nostris prædictis plenius continetur;

We have grant the Canons of Beverley £40 a year, payable a our exchequer of Berwick, on condition that they distribute at each of the two feasts of S. John of Beverley to 3,000 poor, 1d. each and suppo other burdens.

Vobis mandamus quod arreragia, quæ vobis constiterit eis inde a retro esse, prædictis Canonicis sine dilatione de exitibus dictæ terræ Scotiæ liberetis, et redditum prædictum singulis annis ad terminos in litteris nostris prædictis contentos, de exitibus ejusdem terræ, pro omnibus prædictis sustentandis de cetero persolvatis, juxta tenorem litterarum nostrarum prædictarum; pro quibus vobis in compoto vestro de exitibus prædictis debitam allocationem inde fieri faciemus.

Pay the arrear from revenues Scotland witho delay.

Teste me ipso apud Westmonasterium tertio die Novembris anno, etc.

cliij. b. 2.—Edwardus, Dei gratia etc., camerario suo Scotiæ, Salutem.

Edward I. to Chamberlain of Scotland. Writ for £208 t be paid to Canc of Beverley, arrears of £40 year charged o Exchequer at

Liberate de thesauro nostro Dilectis nobis in Christo Canonicis ecclesiæ S. Johannis Beverlacensis ducentas et octo libras, quæ eis aretro sunt, de illis quadraginta libris

Berwick for 3,000 poor at 1d. each, twice a year; two great wax candles for High Altar before S. John's Shrine, and two smaller ones before his standard, and a chaplain daily celebrating mass of S. John.

annuis, quas eis per litteras nostras patentes concessimus ad scaccarium nostrum Berewici imperpetuum percipiendas, distribuendas inter tria millia pauperum videlicet cuilibet eorum unum denarium, bis per anuum; et ad inveniendum duos magnos cereos juxta magnum altare, ante feretrum dicti Sancti, et duos minores cereos ante vexillum ipsius dicti Sancti, et ad unum capellanum missam de eodem Sancto singulis diebus in ecclesia prædicta divina celebrantem sustentandum;

Et nos vobis inde ad Scaccarium Angliæ debitam allocationem habere faciemus.

Teste me ipso, etc.

*Absolutio Cocorum.**

1306. 5 Nov. Wm. Bowet, Cook of the Bedern, asked absolution from excommunication for a work built in the Bedern by him and his fellow J. the Porter. He was absolved with usual Psalm and Prayers.

xxxvj. b 4.—Nonis Novembris A.D. m°ccc^mo sexto comparuit coram Capitulo nostro, Willelmus Bovett cocus Bedernæ, Magistris Roberto de Pykering, Willelmo de Lincoln, Henrico de Carlton, canonicis, Capitulum tunc repræsentantibus; et a sententia excommunicationis, qua per ipsum Capitulum involutus extiterat, propter suam offensam, pro quodam opere constructo in coquina Bedernæ, per ipsum et Johannem le Porter, socium suum, humiliter petebat absolutionem; habitaque super petitione sua deliberatione, ipsum Capitulum Dominum Willelmum absolverunt cum psalmo "Miserere mei Dominus" et "oratione dominica," et oratione "Dominus cui proprium est misereri," et aliis quæ requiruntur in hoc casu; de instando mandatis ecclesiæ juramento prius præstito corporali;

He then asked the same by proxy for J. the Porter, which was granted.

Quibus actis dictus Willelmus nomine procuratorio Johanni le Porter, socio suo, munus absolutionis petebat humiliter impendi, dictumque Capitulum, viso procuratorio dicti Willelmi, quod post absolutionem suam recepit, ipsum Johannem le Porter, præstito ab eodem Willelmo in animam dicti Johannis de stando mandatis ecclesiæ juramento absolverunt:

Injunction reserved till J. of Nassington's coming.

Illudque quod eis injungi debuit usque in adventum Magistri Johannis de Nassington, et aliorum confratrum reservaverunt.

* See above, p. 25.

Littera absolutionis super eodem facta consensu Magistri Willelmi de Lincoln. Non emanavit.

xxxvij.—Capitulum Beati Johannis Beverlacensis Dilectis nobis in Christo Willelmo Bouete et Johanni le Porter, cocis nostris in Bederna, Salutem in Domino. 1306. 5 Nov. Letter of absolution (not issued made with consent of William of Lincoln. Chapter to William Bowet and John le Porter, cooks of the Bedern.

A sententiis suspensionis et excommunicationis, quibus per nos propter quamdam camerulam, quam in communi coquina ejusdem Bedernæ in præjudicium nostrum et ministrorum ecclesiæ nostræ erexistis, seu erigi fecistis, assensu nostro minime requisito, fuistis canonice involuti, Vos absolvimus in forma juris pœnam canonicam ob dictam causam nobis infligendam, usque ad proximam convocationem, ex certis causis et legitimis tenore præsentium reservantes. We have absolv you from suspen sion and excom munication for building a little chamber in the Bedern kitchen without leave; reserving penance.

Valete. Datis Beverlaci Nonis Novembris A.D. millesimo ccc^mo^ sexto.

Absolutio a sententia excommunicationis latæ in R. de Suthdalton, clericum.*

cliiij. b. 2.—Capitulum [etc.] Dilecto nobis in Christo Roberto de Suthedalton, clerico, Salutem [etc.]. 1306. 8 Nov. Chapter to Rt. Southdalton, clerk.

A sententia excommunicationis majoris quater in anno in ecclesia nostra salubriter promulgata, in omnes libertatem Beati Johannis qualitercunque infringentes, et in te specialiter fulminata; pro eo quod scolas in Villa de Suthdalton in præjudicium libertatis prædictæ ad instantiam Magistri Thomæ de Brumton, tunc Rectoris Scolarum nostrorum, seu aliorum magistrorum quorumcunque fovisti notorie adulterinas, extiteras canonice involutus, quantum ad nos attinet te absolvimus in forma juris. Absolution fro excommunicati for keeping unlicensed school in Southdalton to the prejudic of the liberty o S. John and of Mr. T. of Brum ton, or other Master of our school.

Datis Beverlaci vj Idus Novembris A.D. millesimo ccc^mo^ sexto.

Citatio super compertis in visitatione.

cxlix. b. 3.—Willelmus [etc.] Dilecto in Christo filio Rogero, perpetuo Vicario Capellæ Beatæ Mariæ Beverlaci, Salutem gratiam et benedictionem. 1306. 11 Nov. Abp. W. Green field to Roger, Vicar of

* See above, p. 42.

S. Mary's chapel, Beverley.

Volentes super quibusdam in visitatione nostra compertis, quæ digna reformatione et correctione existunt, officium nostrum debitum exequi ut tenemur, Tibi in virtute obedientiæ firmiter injungendo mandamus; quatinus tam Præpositum quam Capitulum, quam etiam vicarios et clericos de berfella, necnon officiatos et ceteros ministros ecclesiæ Beverlacensis cites peremptorie, quod secundo die mensis Decembris proximo jam instantis, si juridicus fuerit, alioquin juridico die primo sequente, ubicunque tunc in nostra civitate, dyocœsi vel provincia fuerimus, per procuratores ydoneos sufficienter instructos compareant coram nobis, ordinationes et statuta omnia, tam statum ecclesiæ et Capituli, quam vicariorum officiatorum et ceterorum ministrorum, quam etiam Bedernæ contingentia, exhibituri ac similiter sibi objiciendis communiter vel divisim ad partis instantiam, vel ex officio responsuri, et juri parituri, facturi, et recepturi; cum continuatione et prorogatione dierum, si expedire videbitur, usque ad decisionem finalem, quod juri fuit consonum ac etiam rationi.

Wishing to do our duty as to certain matters ascertained in our Visitation, requiring reform; summon the Provost, Chapter, Vicars, Clerks of the berfelle, and other officers and ministers of the Minster and Bederne, to appear by their proctors before us, wherever we are on 8 Dec. next, or next following court day.

Diem vero [etc. to same effect as on p. 111].

Dated Burton.

Datis apud Burton iij Idus Novembris, Pontificatus nostri anno primo.

Citatio super compertis in visitatione.

1306, 11 Nov. The same to the same. To summon Thomas Walter of Gloucester, Henry of Carleton, Wm. of Sothill, Canons of Beverley.

cl. 1.—Willelmus [etc. as in last].

Mandamus tibi in virtute obedientiæ firmiter injungendo quatinus cites peremptorie Magistros Walterum de Glovernia, Henricum de Carleton, ac Dominum Willelmum de Sothill, canonicos Beverlacenses, ubicunque sive in nostra jurisdictione sive extra ipsos contigerit inveniri, quod compareant coram nobis vel commissariis nostris primo die juridico post instans festum Sancti Andreæ Apostoli [etc. to same effect as last and same date.]

Inhibitio.

1306, 11 Nov. same to same. As our Visitation we found that the Vicars and others have increased and daily introduce some novelties in the Bederne

cl. 2.—Willelmus [etc. as in last.]

In visitatione nostra, quam nuper fecimus, in ecclesia Beverlacensi, comperimus quod vicarii et alii clerici ejusdem ecclesiæ multas novitates contra debitam honestatem ac statum antiquum, in prejudicium Præpositi Beverlacensis, in Bederna introduxerunt, et indies introducunt;

Cum itaque hæc et alia in visitatione comperta intendamus in brevi, dante Domino, debite reformare, Tibi injungimus et mandamus, quatinus eisdem vicariis et clericis, auctoritate nostra districte inhibeas, ne, pendente reformatione nostra prædicta, quicquam in Bederna prædicta indecens aut inhonestum quomodolibet attemptare præsumant, Præcipiens et injungens eisdem quod ab omni excessu et exactione indebita studeant abstinere.

against its ancient state to prejudice of the Provost. Pending reform inhibit them from attempting such things.

Quid autem feceritis in præmissis [etc. and dated as in last].

Littera ordinum.

cl. 3.—Noverint universi quod Nos Willelmus [etc. as in last]. In celebratione ordinum nostrorum in ecclesia parochiali de Schireburne in Elmet nostræ diocœseos die Sabbati iiij temporum in septimana Pentecostes, anno graciæ, millesimo ccc^mo^ sexto, Robertum de Thorpe in Strata nostræ diocœseos, ad titulum quinque * marcarum annui redditus in Horswell, de quo reputat se contentum, in subdiaconum rite et canonice ordinavimus;

1306. 14 Nov. Certificate of orders given at Shirburn in Elmet on Saturday in Whitsun Week.

Has nostras patentes litteras sibi in hujus rei testimonium concedentes.

Datas apud Wartre xviij Kalendas Decembris anno graciæ supradicto, et pontificatus nostri anno primo.

Dated Warte.

Littera privata, et emanavit ad instantiam Domini Alani de Humbelton, magistri operis.

clj. b. 4.—Capitulum [etc.] discreto viro Decano de Graphan, Salutem in sinceris amplexibus Redemptoris.

1306. 15 Nov. Chapter to Dean of Graphan.

Discretionem vestram in Domino requirimus et rogamus quatenus pecuniam fabricæ Ecclesiæ nostræ ac capsulæ Beati Johannis prædicti pia fidelium devotione collatam in manu vestra, sicut per Johannem de (clj) Fitteling procuratorem nostrum intelleximus existentem, sine difficultate aliqua latori præsentium liberetis, seu faciatis absque ulterioris moræ dispendio liberari.

We ask your discretion to send us by bearer the moneys collected for fabric and shrine of St. John, which we learn from our collector is in your hands against his will; or we shall have to complain to the King.

* This was the minimum value of a benefice on which the Canon law allowed orders to be given.

Taliter in hac parte quæsumus facientes, ne de vobis ob dictam pecuniam, contra voluntatem dicti procuratoris nostri sic retentam, in dicti procuratoris nostri præjudicium et Ecclesiæ nostræ dispendium non modicum et gravamen, et ob alia enormia quæ eidem procuratori, ut nobis asseruit, intulistis, domino nostro Regi, licet inviti, conqueri compellamur, et de præmissis remedium quærere opportunum.

Valete. Datis Beverlaci xvij Kalendas Decembris A.D. millesimo trecentesimo sexto.

Procuratorium pro Capitulo, prout patet.

1306. 28 Nov. Chapter's Power of attorney to . of Risingdon nd W. of Tenlby, o appear and ct for them in ll matters before he Archbishop rising out of isitation.

cl. b.—Universis pateat per præsentes quod Nos Capitulum [etc.] in omnibus causis, negotiis, querelis, quæstionibus, articulis, motis vel movendis coram Venerabili in Christo patre Domino Willelmo, Dei gratia, Eboracensi Archiepiscopo Angliæ primate, vel ejus commissariis quibuscunque, super compertis in visitatione ejusdem patris nuper in capitulo nostro, nos vel aliquem nostrum seu statum ecclesiæ nostræ vel Bedernæ qualitercunque tangentibus, quibuscunque diebus et locis, contra quoscunque adversarios nostros, Dilectos nobis in Christo Dominum Johannem de Risindon, perpetuum vicarium nostrum, et Willelmum de Tenleby clericum conjunctim et divisim, ita quod non sit melior conditio occupantis, sic quod per unum eorum inceptum fuerit per alium terminetur, nostros procuratores facimus, ordinamus et constituimus per præsentes,

Dantes eisdem vel eorum alicui generalem [etc. as in cxxvij. 1 down to recipiendi].

Juramentum tam de calumpnia quam de veritate dicenda in animas nostras præstandi, quasdam ordinationes et statuta, tam statum nostrum ecclesiamque nostram quam etiam vicarios, officiatos, et ceteros ministros ecclesiæ nostræ quam etiam Bedernæ contingentia exhibendi, et super nobis objiciendis communiter vel divisim, sive ad partis instantiam sive ex officio respondendi, mandata canonica et injuncta audiendi et suscipiendi, et omnia alia faciendi, procurandi, expediendi et recipiendi cum continuatione et prorogatione dierum, quæ in præmissis vel aliquo præmissorum fuerint necessaria vel etiam opportuna, etiam si mandatum exigant speciale;

Pro eisdem procuratoribus vel eorum altero Rem ratam [etc. as in cxxvij. 1] iiij Kalendas Decembris.

Procuratorium pro vicariis.

clj. 2.—Noverint universi quod Nos Alanus de Humbelton, Robertus de Syglesthorn, Hugo de Otringham, Bernardus de Kyrkeby, Thomas de Grayngham, Johannes de Baston, Willelmus de Normanton, et Thomas de Jarewell, vicarii ecclesiæ Beati Johannis Beverlacensis [etc. as in cl. b., but appointing John de Risingdon socium nostrum sole proctor]. 1306. 28 Nov. Similar Proxy by Vicars.

Tenor cujusdam scedulæ inventæ in feretro Sancti Berethuni.

clj. b.—Iste liber positus fuit cum istis sanctis reliquiis. Writing found in shrine of S. Berchtun.

Hæc reliquiæ non fuerunt bene præparatæ, ab initio; renovarunt enim illas duo servi Dei cum pluri[bu]s lintheaminibus et herbis suavissimo odore fragrantibus, quorum unus presbiter Odo, et Alfgar diaconus. Qua de re accipiant ambo remunerationem a Deo, impetrante Sancto confessore Berethuno.

Quicunque litteras inspexerit fundat preces ad Dominum pro illis.

Reliquiæ Sancti conduntur hic Berethuni,
Divisæ feretris sunt namque duobus in istis.

Memorandum quod Magister Willelmus de Haxeby quondam canonicus Beverlacensis, dictum feretrum Sancti Berethuni suis sumptibus de novo fieri fecit. Cujus animæ propitietur Deus. Amen.*

Littera pro Clericis chori ordinandis in Sabbato quattuor temporum proximo post diem Sanctæ Luciæ Virginis apud Rither juxta Cawod.

clj. b. 3.—Venerabili in Christo patri Domino Willelmo, Dei gratia [etc.] suum humile et devotum Capitulum [etc.] 1306. 13 Dec. Chapter to Abp. Wm [Greenfield].

* These relics were not well prepared at first, but the Priest Odo and Deacon Alfgar renewed them with plenty of linen and sweet-smelling herbs. Wherefore may they have their reward from God on the Holy Confessor's intercession. Whoever looks on these words let him pray for both. The remains of S. Berethunus here are stored, being divided between these two shrines.

Memorandum.—Master W. of Haxby, formerly Canon of Beverley, made the shrine anew at his own cost. On whose soul God have mercy. Amen.

We send clerks of our choir, who have long lived in our church well and honestly, examined and thoroughly tested by us, to be ordained at your next ordination. 1 as acolyte, 1 as Priest, 6 as Deacon, 4 as sub-deacon,

Clericos chori nostri bene, laudabiliter et honeste diutius in nostra ecclesia conversatos, per nos examinatos, et artius approbatos, viz. Willelmum de Anlanby, clericum de Berfell, ad ordinem accolitatus;

Robertum de Crachall clericum de Berfell, Thomam de Otrinham, Nicholaum de Hillum, Galfridum de Bruton, et Willelmum Binder ad ordinem subdiaconatus;

Johannem de Hornse, Robertum de Ancotes, Willelmum de Hasthorp, Robertum de Launewyk, Symonem de Swyna, Willelmum de Adlingflete, ad ordinem diaconatus;

Rogerum de Hornse et Willelmum de Derlton ad ordinem presbiteratus; vobis mittimus ordinandos; Paternitati vestræ reverendæ supplicantes humiliter et devote, quatinus eosdem clericos ad ordines prælibatos in instantibus vestris ordinibus celebrandis sacrarum vestrarum manuum impositione dignemini promovere.

God keep you.

Conservet vos Deus ecclesiæ suæ et populo in tempora feliciter successiva.

Datis in Capitulo nostro S. Luciæ virginis A.D. millesimo ccc^mo^ sexto.

Littera executoria Abbatis Eboracensis secundi termini primi anni.

1306. 13 Dec. St. Mary's Abbey York sub-collectors of Tenth for Holy Land to Official of Provostry.

clij. 2.—Abbas et conventus Monasterii Beatæ Mariæ Eboracensis, subcollectores decimæ a sede apostolica pro Terræ Sanctæ negotio per biennium impositæ in Eboracensi, Estriding et Cleveland Archidiaconatibus specialiter deputati, Officiali præposituræ Beverlacensis, Salutem in auctore salutis.

The principal collectors on account of urgent necessity of the King and kingdom have determined to anticipate the second payment of the first year; and we are enjoined by them and the King, on our oath and on penalty of forfeiting everything we can, to proceed against all not paying, with the utmost vigour of ecclesiastical censure, sparing

Quia principales dictæ decimæ collectores terminum solutionis ejusdem pro secundo termino primi anni, propter magnam et urgentem necessitatem ac causas inevitabiles Dominum nostrum Regem et regnum suum specialiter contingentes, statuerunt de novo deliberato concilio prævenire: per quos et per dictum dominum Regem nobis est injunctum, sub debito juramenti præstiti et sub omni quod forisfacere potuerimus ipsi Domino nostro Regi, quod contra non solventes et contumaces, per omnem rigorem per quantamcunque viam censuræ ecclesiasticæ procedamus, nulli omnino parcendo; ita quod totam pecuniam dictæ decimæ pro secundo termino primi anni paratam habeamus ipsis col-

lectoribus ad opus Domini nostri Regis sine moræ dispendio persolvendam, nonnullique beneficiati vestræ jurisdictionis, quorum nomina vobis intimamus in quadam cedula præsentibus annexa, de decima beneficia sua contingente, statuto eis termino satisfacere contumaciter recusarunt, in contemptum dictæ sedis et grave dampnum prædicti Domini nostri Regis; propter quod ipsos excommunicamus sua contumacia exigente.

none; so that we may have the whole of the second payment ready without delay. Some holding benefices in your jurisdiction, named in a schedule annexed, have refused to pay at the date assigned to them, wherefore we excommunicate them.

Vobis mandamus in virtute obedientiæ, qua dictæ sedi tenemini et sub pœna excommunicationis majoris latæ in personam vestram, si in præsentis mandati nostri executione necgligentes fueritis aliqualiter vel remissi, quatinus omnes et singulos in dicta cedula contentos sic excommunicatos esse in ecclesiis suis publice nuntiantes diebus dominicis et festivis, citetis eosdem peremptorie quod compareant in monasterio nostro citra instans festum Nativitatis Domini, de decima hujusmodi satisfacturos plenarie, ut tenentur; sub pœna sententiæ interdicti, cui ex tunc beneficia sua hujusmodi specialiter supponantur, ac fructus eorumdem sequestretis, et sub arcto sequestro custodiri faciatis, ita quod ad eos manus non ponant, nisi pro decima hujusmodi levanda, donec de ipsa decima fuerit satisfactum.

On pain of excommunication yourself, if you are remiss in the matter, publish their excommunication on Sundays and Feast Days; and summon them to appear in our monastery before Christmas;

on pain of interdict and sequestration of their benefices, so that they may lay hands on none of their fruits except to pay the tenth.

Denuntiantes eisdem quod illos, qui tunc inventi fuerint non solventes citabimus juxta mandatum apostolicum, quod compareant coram Summo Pontifice, pœnam pro demeritis suis personaliter recepturi præter aliam pœnam per Dominum Regem eis infligendam, cujus manus faciliter non evadent.

Ordering those still found not to pay to appear before Pope, and receive punishment for their demerits, besides what the King will inflict, whose hands they shall not easily escape.

Et ad probationem mandati nostri totaliter adimpleti remittatis nobis præsentes citra diem cum certificatorio vestro scripto in dorso earumdem, sigillo vestro pendente signatas.

Return this with your certificate endorsed.

Datas Eboraci Idus Decembris A.D. millesimo ccc^mo^ sexto.

Littera privata pro Willelmo de Leverton.

clij. b. 3.—Venerabili capitulo Beati Johannis Beverlacensis eorum confrater et concanonicus Robertus de Pykeryng, Salutem et fraternam in Domino caritatem.

1306. 17 Dec. Rt. of Pickering to Chapter. Grant to my prayers that the bearer, Wm. of Leverton, may wear the habit in our church and choir.

Pro Willelmo de Leverton, præsentium portatore, vos instanter requiro, quatenus eidem ut in ecclesia nostra et choro Beverlacensi habitum deferat, sive gerat, velitis concedere meis precibus et amori.

Bene valeat vestra fraternitas reverenda per tempora longiora.

Scriptis Eboraci xvj Kalendas Januarii A.D. m°ccc^mo sexto.

Littera super licentia data Willelmo de Anlagby morandi studio.

1306. 17 Dec. Abp. W. Greenfield to Wm. of Anlaby, clerk of Berfell, Beverley.

cliij. b. 1.—Willelmus permissione divina [etc.] Dilecto in Christo filio Willelmo de Anelaghby, clerico de Berfell in nostra Beverlacensi ecclesia, Salutem, gratiam et benedictionem.

Those whose merits render them worthy we specially favour. Considering the devotion of you and your parents to us and our church, and hoping that you will profit, we allow you while at a University to receive your portion in Beverley as if resident.

Illos quos merita dignos reddunt libenter prosequimur gratia et favore, præsertim in eis in quibus honor et utilitas ecclesiæ sanctæ Dei versantur; Attendentes itaque tuæ merita probitatis, et tam tuam quam parentum erga nos et ecclesiam nostram devotionem sinceram, ac sperantes quod in scientia litterali proficere debeas, cum tam ingenio quam ætate docilis existere dinoscaris, permittimus ut studio litterarum insistens portionem tuam in ecclesia nostra Beverlacensi prædicta, cum ea integritate, qua residens consueveras, percipias; quousque super negotio omnium et aliorum clericorum Berefellariorum statum contingente, quod coram nobis indecisum pendet, aliud duximus ordinandum.

Cures igitur sic studendo proficere ut fructum in ecclesia Dei in tempore valeas opportunum afferre, et ecclesia, quæ tua est, interim, caritiva præsentia magis ydoneum et devotum imposterum sentiat te ministrum. Vale.

Datis apud Cawod xvj Kalendas Januarii anno gratiæ, millesimo trecentesimo sexto.

Acquietancia decimæ biennalis.

1306. 22 Dec. Abbot and Convent of S. Mary's, York. Sub-collectors of tenth for Holy Land. Receipt for 5 marks from the common (fund) of Minster.

clij. b.—Noverint universi quod nos, Abbas et conventus monasterii Beatæ Mariæ Eboracensis, sub-collectores decimæ per sanctissimum patrem dominum Clementem Papam quintum pro terræ sanctæ negotio pro biennio impositæ, Eboracensi Est Riding Cleveland Archidiaconatibus recepimus de communa Ecclesiæ Beati Johannis Beverlacensis quinque marcas de dicta decima pro secundo termino primi anni, magistrumque dictæ communæ a sententia excommuni-

cationis in ipsum latæ occasione dictæ decimæ statuto termino non solutæ absolvimus, justitia exigente.

Datis Eboraci xj Kalendas Januarii A.D. millesimo ccc^mo sexto.

Super absolutione Littera.

1306. 23 Dec. S. Mary's Abbey York, to official of Provostry. Release of Prebendaries of SS. Andrew, Stephen, Michael Mary, and the portionary of Sir Charles of Beaumont, and the Master of the Common Fund from excommunication for delay in payment of tenth of second term o first year.

clij. b. 2.—Abbas et conventus monasterii Beatæ Mariæ Eboracensis, subcollectores [as in last document] discreto viro officiali præposituræ Beverlacensis, Salutem in auctore salutis.

Quum Sancti Andreæ, Sancti Stephani, Sancti Michaelis, Sanctæ Mariæ in Ecclesia Beati Johannis Beverlacensis præbendarios, ac etiam portionarium Domini Caroli de Bello monte et magistrum communæ ipsius Ecclesiæ, a sententia excommunicationis majoris in ipsos latæ, occasione medietatis dictæ decimæ de secundo termino primi anni ipsos contingentis statuto eis termino non solutæ, absolvimus, justitia exigente; Vobis mandamus quatenus ipsos sic a nobis absolutos publice nuntietis.

Valete. Datis Eboraci x Kalendas Januarii A.D. millesimo trecentesimo sexto.

Instrumentum Ricardi Botemound super officio Tabellionatus, lectum et recitatum coram Auditore Capituli.

1306. 25 Dec. Appointment of Roger Botemound as Publi Notary, read before the Chapter's Assessor. Roger of Monte fiore, Count Palatine, to all who see this public documen The office of Notary was invented for the remembrance o contracts. Rd. Botemound of Sutto [in Holderness] asked us to grant him this office,

cxlij. b.—Universis præsens privilegium seu instrumentum publicum inspecturis Rogerus de Monte Florum, Dei gratia, Comes Palatinus, Pacem eandem et salutem.

Sagax humanæ naturæ discretio, memoriæ hominum labilitate pensata, ne diuturnitate temporum, quæ inter contrahentes aguntur oblivionis defectui subjacerent, Tabellionatus adinvenit officium per quod contrahentium vota scribuntur, Et scripturæ ministerio postmodum longum servantur in ævum.

Cum itaque Ricardus Botemound de Sutton, clericus Eboracensis Dyocœseos, in nostra præsentia constitutus, nobis humiliter supplicavit ut sibi tabellionatus officium concedere dignaremur, Nos ipsius Ricardi supplicationibus, quem ad hujusmodi tabellionatus officium exercendum sufficientem et ydoneum esse reperimus, in hac parte favorabiliter annu-

entes, recepto prius ab eodem Ricardo sacrosanctæ Romanæ ecclesiæ ac sacri Romani imperii nomine fidelitatis solitæ, necnon etiam ab ipso tabellionatus officium fideliter et legaliter exercendi corporaliter juramento, prædicto Ricardo, auctoritate nobis in hac parte et antecessoribus nostris a divis imperatoribus super conficiendis notariis seu tabellionibus publicis concessa, præfatum tabellionatus officium duximus concedendum; ac ipsum Ricardum de eo per pennam, calamarium atque cartam, quæ tunc in manibus nostris tenebamus, præsentialiter investivimus, ipsumque ad pacis osculum recepimus;

having sworn fealty to the Holy Roman Church and Empire. and to duly perform his office, in virtue of the power given to us and our ancestors by the Sainted Emperors we invested him with the pen, reed and parchment which we held in our hands, and gave him the kiss of peace.

Dantes et concedentes eidem Ricardo, dicta auctoritate nobis ut superius exprimitur in hac parte concessa, plenam licentiam tenore præsentium et liberam potestatem, instrumenta, acta, prothocolla conficiendi et litteras exemplandi, copiandi et publicandi, testes recipiendi, examinandi et eorum dicta publicandi, testamenta et codicillos conficiendi, confessiones super quibuscunque contractibus audiendi et recipiendi, ac insumandi et scribendi ultimas decedentium voluntates, et quælibet alia instrumenta scripturas sive contractus, tam ultimarum voluntatum quam quorumcunque aliorum negotiorum, scribendi, publicandi, examinandi; necnon etiam sententias judicum ordinariorum, delegatorum et arbitrorum audiendi et etiam formandi; appellationes, exceptiones quascunque tam in judiciis quam extra conficiendi et ordinandi; cum potestate dandi tutores et curatores, decreta interponendi, alimenta decernendi: Necnon emancipare, manumittere et adoptare, volentibus auctoritatem præstandi, officium judicis ordinarii exercendi;

Granting him power to make instruments, acts, protocols, and to make copies of and publish letters, receive and examine witnesses, publish their evidence, make wills and codicils, to take admissions of contracts and all other writings; to take down decrees of judges and arbitrators, and enter appeals, in court or out of court; with powers of appointing guardians, and maintenance, of taking emancipations, manumissions and adoptions; and exercising the office of Ordinary; and of performing the said office of Notary throughout the world.

Et de præmissis omnibus et eorum singulis coram quibuscunque judicibus tam ecclesiasticis quam secularibus plenam fidem faciendi, dictumque Tabellionatus officium ubilibet et ubicunque terrarum libere prudenter et fideliter exercendi, ac omnia alia et singula faciendi quæ ad sæpedictum officium quomodolibet spectare noscuntur, vel etiam pertinere.

Et ad prædictum Ricardum cum necesse fuerit in omnibus et singulis supradictis et quæ ad præmissum officium spectant libere curratur.

In quorum omnium testimonium et certitudinem pleniorem præsens privilegium seu instrumentum publicum fieri et publicari mandavimus per Stephanum del Clottes de Jarum, Notarium publicum infrascriptum et sigilli nostri fecimus appensione muniri.

Made by Stephen del Clottes of Yarm, Notary.

Datum et actum Lugduni in claustro fratrum minorum anno nativitatis Domini millesimo ccc^mo^ sexto: indictione quarta, vicesimo quinto die mensis Decembris, Pontificatus sanctissimi Patris Domini Clementis Papæ quinti anno primo, præsentibus discretis viris Johanne Sparu de Jarum clerico Eboracensis dyocœseos et Simone de Feriby clerico Lincolniensis dyocœseos, testibus ad præmissa vocatis specialiter et rogatis.

Dated Lyons in the Friars Minors' cloiste

Et ego Stephanus del Clottes de Jarum, clericus Eboracensis diocœseos, publicus sacri Romani imperii auctoritate notarius, concessioni ac investituræ dicti tabellionatus officii factis dicto Ricardo per Comitem Palatinum supradictum, una cum testibus supradictis præmissis omnibus et singulis, præsens interfui, signavi et nomine roboravi rogatus.

Littera super relaxatione sententiæ excommunicationis.

1306.

clij. b. 4.—Capitulum [etc.] discreto viro Decano de Herthil, Salutem in auctore salutis.

30 Dec. Chapter to Dea of Harthill.

Quum sententias suspensionis et excommunicationis per nos in religiosum virum Dominum Priorem de Watton, ad instantiam Magistri Henrici de Carlton confratris et concanonici nostri latas, et per vos executioni demandatas pro travis Beati Johannis prædicti de duodecim carrucis de dominico manerio de Watton, et de una carruca de grangea de Calkeld ad præbendam dicti Magistri Henrici spectantibus, ab eodem Priore, notorie debitis, et statutis terminis non solutis, usque ad instantem dominicam in media quadragesima, ex certis causis et legitimis de voluntate dicti concanonici nostri, duximus relaxandas:

The sentences suspension and excommunicati passed by us on the religious man. the Prior of Watton, at the instance of Master H. of Carlton, for thraves of S. Jo from 12 plough of the demesne Watton, and on of the grange o Calkeld, are suspended till Mid Lent Sund on condition th if he does not p before then he falls under the sentence. Give public notice of this.

Ita tamen quod idem Dominus Prior, nisi medio tempore eisdem travis fecerit satisfactionem, extunc ut exnunc, in easdem sententias sit retrusus; Vobis mandamus quatenus dictas sententias a nobis taliter relaxatas in pleno capitulo vestro, et alibi ubi videritis expedire, publice nuntietis seu per alios faciatis nuntiari; et quid in præmissis feceritis nobis constare faciatis per vestras litteras patentes harum seriem continentes, cum a dicto Domino Priore fueritis requisiti.

Datis Beverlaci iij Kalendas Januarii A.D. m°ccc^mo^ sexto.

Monitio pro decima biennali.

1306. 30 Dec. S. Mary's Abbey, York to Assessor of Chapter.

On pain of excommunication make the executors of Mr. Wm. of Haxby pay his Tenth for second part of year within 8 days; or summon them to show cause before us at York on Monday after Epiphany.

cliij. 2.—Abbas et conventus [etc. as in clij. b. 1, supra]. Discreto viro Auditori Capituli [etc.], Salutem in auctore salutis.

Vobis in virtute obedientiæ, qua sedi apostolicæ tenemini, et sub pœna excommunicationis ex nunc latæ in personam vestram, injungimus et mandamus quatenus moneatis et efficaciter inducatis Dominum Willelmum Spridlington, Dominum Robertum Siglesthorn, Hugonem de Otringham et Thomam le Hyrde de Beverlaco, executores testamenti Magistri Willelmi de Haxby, nuper canonici Beverlacensis defuncti, quod nobis de decima secundi termini primi anni dictæ sedi apostolicæ debita, infra octo dies a tempore receptionis præsentium satisfaciant competenter:

Alioquin citetis eosdem peremptorie quod compareant coram nobis in nostro monasterio Eboracensi, die Lunæ proximo post festum Epiphaniæ Domini, causam rationabilem, si quam habeant, quare ad solutionem dictæ decimæ per suspensionis et excommunicationis sententias compelli non debeant, legitime ostensuri.

Et ad probationem mandati nostri, immo verius apostolici, nobis præsentes remittatis ad diem prædictum sigillo vestro pendente signatas.

Datas Eboraci iij Kalendas Januarii A.D. m° ccc^mo sexto.

Littera absolutoria.

1306. 31 Dec. Chapter to Dean of Buckrose.

Publish absolution of Prior of Watton as rector of Birdsal for non-payment of yearly pension to Canon Wr. of Gloucester.

cliij. 3.—Capitulum Beati Johannis Beverlacensis, Discreto viro Decano de Buckross, Salutem in auctore salutis.

Quum religiosum virum dominum Priorem de Watton, rectorem ecclesiæ de Briddesale, a sententia excommunicationis, qua ad instantiam Magistri Walteri de Glovernia, concanonici et confratris nostri, pro eo, quod pensione annua debita de dicta ecclesia præbendæ dicti Magistri Walteri statutis terminis non soluta extiterat, involutus, absolvimus justitia exigente;

Vobis mandamus quatenus ipsum sic absolutum publice et solemniter nuntietis, seu faciatis per alios nuntiari. Bene valete.

Data Beverlaci ij Kalendas Januarii A.D. millesimo ccc^mo sexto.

Littera testimonialis de conversatione.

cxlj. 2.—Universis ad quorum notitiam præsentes litteræ pervenerint, G. Decanus Christianitatis Lincolniæ, Salutem in omnium Salvatore. 1308. Monday after 1 Jan. G. Dean of Christianity of Lincoln to all to whom these presents come.

Attendentes pium fore et acceptabile coram Deo veritati testimonium prohibere; ne forsan occultetur ipsa veritas, seu probationis ejusdem copia quomodolibet angustatur: It is pious to bear witness to the truth.

Universitati vestræ notum facimus per præsentes Robertum de Shelford clericum, harum exhibitorem, jam in civitate Lincolniæ ab infantia moram traxisse, liberum esse et legitimum, necnon bona fama et honesta conversatione ceterisque gratiarum meritis multipharie conversatum, prout a fide dignis, inter quos conversatus fuerat, accepimus, et etiam ex certa scientia nobis constat. Rt. of Shelford, clerk, the bearer has lived in Lincoln from infancy, is free, born in wedlock, and of good character and behaviour.

In cujus rei testimonium, ad devotam ipsius instantiam, sigillum officii nostri hiis litteris duximus apponendum. Sealed with official seal.

Datis Lincolniæ die Lunæ proxima post festum Circumcisionis Domini A.D. millesimo ccc^mo^ sexto. Dated at Lincoln

Citatio ex officio.

cliij. 4.—Capitulum [etc.] Discreto viro Domino Willelmo Alnik, capellano cantariæ altaris Beati Michaelis in ecclesia nostra, Salutem in auctore salutis. 1308/7. 4 Jan. Chapter to Wm Alnwick chaplain of chantry of S. Michael's altar.

Citamus te peremptorie per præsentes, quod compareas coram nobis in capitulo nostro proximo die juridico post instans festum Epiphaniæ Domini, causam rationabilem, si quam habeas quare te in sententiam excommunicationis majoris quater in anno in ecclesia nostra promulgatam in omnes libertatem Sancti Johannis infringentes, pro prosternatione muri gardini Sancti Johannis in Lortegate, et pro amputatione arborum in eodem gardino per te factis, sicut in processione in ecclesia nostra nuper celebrata, astante cleri et populi multitudine publice et simpliciter fatebaris incidisse, declarari minime debeamus, ostensurus, propositurus, facturus ulterius et recepturus quod justitia suadebit. Peremptory summons to appear in chapter on first law day after Epiphany, to show cause against excommunication for throwing down wall of garden of St. John in Lortegate, and cutting trees therein, as confessed at the last procession in our church.

Et ad probationem [etc. as on p. 175].

Datis Beverlaci ij Nonas Januarii A.D. millesimo ccc^mo^ sexto.

Citatio facta executoribus Magistri de Haxby.

1304. 4 Jan. Chapter to Rd of Eaton, their summoner.

xxxvij. 2.—Capitulum [etc.] Ricardo de Eaton, apparitori nostro, Salutem.

Cites peremptorily Thos. le Hird, burgess of Beverley, and others executors of will of Mr. W. of Haxby, formerly our co-canon, for next law day after 2 Feb. to bring in account of their administration;

Cites peremptorie Thomam le Hyrde, Burgensem Beverlacensem, Dominos Hugonem de Otringham, Robertum de Sighelstorn, et Willelmum, rectorem ecclesiæ de Spridlington, executores testamenti Magistri Willelmi de Haxby, quondam concanonici et confratris nostri, quod compareant coram nobis proximo die juridico post instans festum Purificationis Beatæ Mariæ cum testamento, inventario, et aliis instrumentis ipsum testimonium tangentibus quoquo modo, de sua administratione in bonis prædicti defuncti compotum reddituri, facturi, ulterius et recepturi, quod justitia hujusmodique negotium exigit et requirit.

Directing all creditors to get in what is due before or on that day: which we assign to all legatees and creditors for the recovery of them.

Denunties insuper in processionibus in nostra ecclesia celebrandis citra dictum diem, quod omnes qui a dictis executoribus aliqua debita petere, vel exigere voluerint sive ex testamento, sive ex alia causa qualicunque, ea debita, citra dictum diem, vel saltem ad eundem diem petant et exigant cum effectu; quem diem omnibus legatariis et aliis creditoribus dicti Magistri Willelmi quibuscunque, quantum in nos est pro termino peremptorie assignamus:

Et ad probationem [etc. as in last]. Valete.

Datas Beverlaci ij Nonas Januarii A.D. m°ccc^mo sexto.

On day named Sirs Hugh of Ottringham and Rt. of Sigglesthorn appeared and asked for adjournment to next day because of absence of Hyrde and another: granted.

Quo die Domini Hugo de Otringham et Robertus de Siglesthorn supradicti personaliter comparuerunt, et petierunt hunc diem prorogari usque ad diem proximum sequentem, propter absentiam Thomæ le Hyrde et Domini Willelmi de Spriddelington, co-executorum suorum; Nos, audita ipsorum petitione rationabili, ipsum diem usque ad proximum diem sequentem duximus prorogandum quo die dicti Dominus Hugo et Robertus et Thomas le Hyrde, executores prædicti, personaliter comparuerunt (xxxvii. b.) et computum* de sua administratione in bonis prædicti defuncti reddiderunt:

Next day the account rendered.

Quo audito, et allocatis allocandis remanserunt in mani-

* In the upper margin are these words: "Copia computi executorum Magistri W. de Haxeby est in minori cistâ sub custodia camerarii."

bus executorum, solutis omnibus legatis in eodem testamento relictis, et omnibus aliis debitis quibuscunque, xvij^{li}. xviij^{d}.

Residue £17 1s. 6d.

Quam quidem pecuniam assignavimus ad depingendum magnam ymaginem Beatæ Virginis in ecclesia nostra; et ad convertendum et distribuendum in pios usus, prout ipsius defuncti ultima voluntas exigit et requirit; ipsosque executores ab omni onere administrationis ulterioris, quantum ad officium nostrum attinet, absolventes.

Assigned to painting great Image of Virgin in minster, and for pious uses according to Testator's will.

Acquietancia pro eodem.

Noverint universi, quod cum nos Johannes de Risindon, auditor causarum capituli Beati Johannis Beverlacensis, Thomam le Hyrd, Dominos Hugonem de Otringham, Johannem de Siggilesthorn et Willelmum de Spridlington, executores testamenti Magistri Willelmi de Haxby, quondam canonici in ecclesia Beati Johannis prædicti ad reddendum finalem computum de sua administratione in bonis prædicti defuncti facta, fecerimus coram nobis ad certos diem et locum judicialiter evocari; facta insuper solempni proclamatione in processionibus in dicta ecclesia celebratis, quod omnes qui a dictis executoribus aliqualiter debita petere vel exigere vellent, sive ex testamento sive ex alia causa qualicunque, ea debita citra dictum diem, vel saltem ad eundem diem, peterent vel exigerent cum effectu; iidem executores comparuerunt sufficienter et legitime, secundum formam vocationis sibi factæ, et de sua administratione compotum reddiderunt, super quorum compoto, deductis deducendis, et allocatis allocandis, invenimus ipsos executores in bonis dicti defuncti fideliter administrasse, ultimamque voluntatem ipsius totaliter et plenarie complevisse;

1304. Saturday after 2 Feb. [7 Feb.]

Quittance of Executors.

Propter quod, ipsos executores et eorum quemlibet ab omni onere ulterioris administrationis sententialiter et diffinitive absolvimus per præsentes, et a compoto et ratiociniis quibuscunque ipsos ratione dictæ administrationis qualitercunque tangentibus, quantum ad officium nostrum attinet, liberos clamamus totaliter quietos, testimonio præsentium, quas sigillo Capituli Beati Johannis Beverlacensis prædicti ad citationes et petitiones faciendas fecimus communiri.

Datis in Capitulo nostro die Sabbati proxima post festum Purificationis Beatæ Mariæ A.D m°ccc^mo sexto.

Procuratorium pro Domino Johanne de Dinington.

1306. 13 January. Proxy of John of Dinington for Chapter on Wed. after Mid Lent Sunday, viz.; 8 March.

xxxviij. b. 2.—In Dei nomine Amen, anno ab incarnatione ejusdem m°ccc^mo sexto secundum cursum et computationem Ecclesiæ Anglicanæ, Indictione quinta, decimo tertio die mensis Januarii.

Constitutus personaliter in præsentia mei notarii infrascripti pupplici et testium subscriptorum Discretus vir Dominus Johannes de Dinington, canonicus ecclesiæ Beati Johannis Beverlacensis fecit, ordinavit, et constituit Reverendum virum Magistrum Johannem de Nassington, concanonicum suum, procuratorem suum Ad comparendum pro ipso in Capitulo Beverlacensi die Mercurii proxima post Dominicam in medio Quadragesimæ; videlicet octavo die mensis Martii cum continuatione et prorogatione dierum et ad tractandum cum ceteris canonicis ibidem, et ad consentiendum quibuscunque ordinationibus factis vel faciendis per venerabilem patrem Dominum Willelmum permissione divina Eboracensem Archiepiscopum, Angliæ primatem, vel Capitulum antedictum.

to consent to all ordinances made by Archbishop.

Promittens se ratum et firmum habiturum quicquid per dictum procuratorem actum, gestum, seu procuratum fuerit in præmissis.

Dated at York in Hostel of John of Nassington

Data erant hæc prædicta apud Eboracum in camera hospitii Magistri Johannis de Nassington prædicti, sub anno indictione et mense prænotatis, præsentibus Domino Gilberto de Yarewell, rectore ecclesiæ de Gereford, et Philippo de Stilinton testibus ad præmissa vocatis specialiter et rogatis.

before public notary of the Holy Roman Empire.

Et ego Walterus de Yarewell clericus Lincolniensis diocœseos, sacrosancti Romani imperii pupplicus auctoritate notarius, præmissis omnibus et singulis, ut supra scribitur una cum dictis testibus præsens interfui, eaque manu mea propria scripsi, et in hanc publicam formam redegi, meoque signo et nomine signavi rogatus.

Copy in the box for year 1306.

Dictorum procuratoriorum copia reperietur in cophino de anno Domini millesimo ccc^mo sexto.

Procuratorium ad recipiendum et vendendum corrodia, ut patet in littera.

cliiij.—Capitulum [etc.] Discreto viro Domino Alano de Humbelton, vicario nostro ac magistro operis Ecclesiæ nostræ, Salutem in auctore salutis. 1306. 26 Jany. Chapter to Alan of Humbleton, Vicar and Master of the Works.

Ad recipiendum et vendendum corrodia Magistrorum Roberti de Pykering, Johannis de Nassington, Petri Emerycy, Dominorum Johannis de Dinington et Willelmi de Sothill, concanonicorum nostrorum, cum suis appendiciis, in Bederna nostra Beverlacensi, per nos ex certis causis et legitimis sequestrata, et in manibus nostris existentia, tibi plenam damus tenore præsentium potestatem; Authority to levy £8 6s. 8d. from each, or £41 13s. 4d. in all, from corrodies of 5 canons now sequestrate in hands of Chapter, for the Works, in repayment of that sum advanced to them from the same.

Mandantes et inhibentes sub pœna excommunicationis majoris, quam proferimus hiis scriptis, ne qui, cujuscunque conditionis existant, præter voluntatem tuam ad dicta corrodia manus apponant, vel de eisdem aliqualiter intromittant, donec levaveris et receperis, nomine operis prædicti, per visum Camerarii nostri, sexaginta duas marcas, vj solidos, octo denarios de corrodiis prætaxatis; viz. de quolibet corrodio duodecim marcas, sex solidos, octo denarios;

Quam quidam pecuniam, de argento operis prædicti, de mandato nostro speciali dictis concanonicis, licet tunc absentibus, mutuo dedisti; ac etiam nostro camerario liberasti ad solvendum pro canonicis prædictis, prout in ultima convocatione inter nos unanimiter extitit ordinatum.

Verumtamen cum dictam summam pecuniæ plenarie receperis, nomine operis prætaxati, ipso facto ipsum sequestrum ex tunc volumus relaxari.

Et si quid de dictis corrodiis, ultra dictam pecuniam, ad manus tuas devenerit quoquo modo, de eo satisfacias canonicis memoratis.

Pro hujusmodi vero receptione, venditione et levatione, factis per visum Camerarii supradicti te, nomine dicti operis, indempnem promittimus conservare.

In cujus rei testimonium has litteras nostras sigillo nostro ad citationes et petitiones faciendas, consignatas fieri fecimus patentes.

Datas Beverlaci in crastino conversionis S. Pauli Apostoli A.D. millesimo ccc^mo^ sexto.

Nota inferius.*

Memorandum, quod Dominus Alanus de Humbelton recepit de corrodiis Dominorum R. de Pykering, J. de Dinneton, W. Sothill xxvij marcas et dimidiam marcam per manus procuratoris dictorum corrodiorum. Item recepit per manus J. de Risindon de corrodiis Magistrorum J. de Nassin. et P. Emerycy xx marcas.

Citatio super convocatione habenda die Mercurii proxima ante diem Sancti Gregorii.

1306/7. 1 Feb. Chapter to Walter of Gloucester. Citation to a convocation on Wednesday before 12 March.

xxxvij. b. 4.—Capitulum [*etc.*] Discreto viro Magistro Waltero de Glouvernia, concanonico et confratri nostro, Salutem et fraternam in Domino caritatem [etc. as in cxxij. b. 2].

Procuratorium pro Magistro Roberto de Pykering.

1306/7. 24 Feb. Proxy of Robert of Pickering.

xxxviij. 2.—Viris providis et discretis, Venerabili Capitulo Beati Johannis Beverlacensis, Robertus de Pykering, eorum concanonicus et confrater, Salutem et caritatem in Domino fraternam cum reverentia et honore.

The coming of the Cardinal (Legate) prevents his leaving Parliament or even asking for leave.

Vestræ Discretioni Reverendæ notifico, quod ante adventum Domini Cardinalis ad Regem et articulorum super quibus mittitur expositionem et super eisdem [de]liberationem habitam, de parliamento recedere non audeo, neque possum, quin immo nec de recedendo licentiam postulare; quamobrem die Mercurii proxima ante instans festum Sancti Gregorii Papæ, quia circa id tempus incidit, in vestro Capitulo comparere non potero, præpeditus canonice, ut videtis; ceterum ad tractandum ac etiam ad consentiendum statutis, seu ordinationibus quibuscunque, quæ in convocatione hujusmodi super statu ecclesiæ vestroque et meo statuenda fuerint vel etiam ordinanda, necnon ad omnia facienda et expedienda et cum continuatione et prorogatione dierum necessaria in præmissis vel etiam oportuna, etiam si mandatum exigant speciale, Dilectum concanonicum et confratrem meum Magistrum Johannem de Nassington, virum utique circumspectum, et in arduis multipliciter comprobatum, meum verum legitimum et specialem facio et constituo et ordino procuratorem; ratum

Appoints John of Nassington proxy, approving all he does on his behalf.

* This note refers to the Memo. which follows, written at the bottom of the page, in a different hand.

habens et habiturus atque firmum quicquid nomine meo fecerit egerit in præmissis.

Hæc vobis et omnibus quorum interest significo per præsentes, quibus sigillum meum est appensum in testimonium veritatis.

Datis apud Dalton vj Kalendas Martii A.D. millesimo ccc^mo^ sexto.

Relaxatio sententiæ excommunicationis; et emanavit ad instantiam Domini Gilberti de Nassington.

cliiij. 2.—Capitulum [etc.] Discreto viro capellano parochiali de Seton, Salutem in auctore salutis. 1307. 2 March. Chapter to Parish Chaplain of Seaton.

Quum sententias suspensionis et excommunicationis per nos in Willelmum filium Aliciæ de Seton, Thomam de Holme de eadem, Johannem filium Aliciæ, Thomam filium Aliciæ Lecoke, Johannem Budde, Radulphum Doum, Johannem Broket, Jacobum de Everingham, Willelmum de la Bredd, Johannem Cocum, Willelmum Vescy, Robertum Fabrum et Willelmum Freman, ad instantiam Domini Johannis de Nassington, confratris et concanonici nostri latas, et executioni per Decanum de Herthull demandatas, pro travis Beati Johannis prædicti ad præbendam dicti Magistri Johannis spectantibus pro anno Domini millesimo ccc^mo^ sexto, infra terminum ad easdem solvendas assignatum et jam dudum elapsum minime satisfecerunt, usque ad festum Nativitatis S. Johannis Baptistæ A.D. m° ccc^mo^ septimo, ex certis causis et legitimis de voluntate dicti concanonici nostri duximus relaxandas. Sentences of excommunication against 13 persons named for non-payment of S. John's thraves belonging to J. of Nassington's prebend remitted until 24 June next, on condition of payment meanwhile.

Ita tamen quod omnes supradicti, nisi medio tempore de eisdem travis fuerit satisfactum, extunc ut exnunc, in easdem sententias sint retrusi.

Vobis mandamus quatinus dictas sententias a nobis taliter relaxatas in ecclesia parochiali de Seton publice nuntietis. Et quid [etc. as on p. 179]. Publish this in Seaton parish church.

Datis Beverlaci vj Nonas Martii A.D. m°ccc^mo^ sexto.

Certificatorium super procuratione Cardinalis, apostolicæ sedis nuntii.

cliiij. b. 1.—Quod quidem mandatum recepimus ij Kalendas Martii, hora nona; ipsumque secundum vim, formam et 1307. 7 March. Certificate as

to fee of Cardinal Nuncio; mandate received 28 Feb. at 3 p.m. and considered in Chapter next day, every ecclesiastical person of the Chapter, with the Provost being summoned.

effectum ipsius, die proximo sequente in Capitulo nostro, notatis omnibus personis ecclesiasticis ipsius Capituli, una cum venerabili viro Domino Waltero Reginaldi, Præposito nostro Beverlacensi, fecimus publicari, ac etiam executioni debitæ demandari.

We do not propose to fulfil your mandate for 12 marks, for the revenues of the Provostry, not taxed as spiritual, are, after deducting the maintenance of Canons, Vicars, and other ministers, for which they are specially given, so small as to be insufficient for the full payments mentioned.

Nos vero juxta formam mandati vestri de xij marcis satisfacere nullatenus proponemus, verumtamen redditus, fructus, proventus, obventiones præposituræ prædicti Præpositi, quæ in spiritualibus non taxantur, deducta sustentatione Canonicorum, Vicariorum, et aliorum ministrorum ecclesiæ nostræ, ad quorum sustentationem omnia bona ipsius præposituræ, in quibuscunque rebus existentia, specialiter deputantur, sic tenues et exiles notorie esse dinoscuntur, quod non sufficiunt ad prædictam quantitatem integre persolvendam, sicut procurator dicti Præpositi nobis asseruit bona fide.

The Provost himself for the Provostry taxed at £40 we have warned to pay 4d. a mark.

Ipsum Præpositum, pro eo, quod ipsa præpositura ad xl^{li} duntaxat in temporalibus est taxata ad solutionem iiij^{d} de marcis summæ prætaxatæ duximus admonendum.

Valeat vestra Discretio Reverenda in filio Virginis gloriosæ.

Datis Beverlaci Nonis Martii A.D. millesimo ccc^{mo} sexto.

Mandatum vero pro dicta procuratione nobis directum, est in cophino de A.D. 1306.

Acta in Convocatione

1306/7. 1 March. Wednesday before 9 March. Convocation. Six Canons present in person; two by proxy: Peter Emerici not at all.

x. 2 and xxxviij. 1.—Celebrata in Capitulo prædicto, die Mercurii proxima ante diem Sancti Gregorii A.D. m°ccc° sexto.

Quo die comparuerunt in Capitulo memorato Magistri Walterus de Glovernia, Willelmus de Lincoln, Johannes de Nassington, Henricus de Carlton, Dominus Willelmus de Sothill, ac etiam Magister Robertus de Pykering et Dominus Johannes de Dinington per dictum Magistrum Johannem, procuratorem suum, habentem plenam potestatem tractandi et consentiendi, ut inferius * patere poterit intuenti; Magister Petrus Emeryci nullo modo comparuit.

12 marks payable to Cardinal-Bishop Peter of Sabina, Papal

In primis, habito tractatu super solutione xii marcarum facienda Domino Petro Sabinensi,† Episcopo Cardinali, Apos-

* Pickering's proxy is printed above, under its date, p. 186.

† The Cathedral Church of the diocese of Sabina was moved to Magliano in 1495. *Gams.* Series Episcoporum. Ratisbon, 1873.

tolicæ sedis nuntio, pro procuratione sua, qualiter deberet levari; consensum fuit et condictum quod ad solutionem dictæ pecuniæ faciendam leventur de singulis marcis communæ prebendarum et aliarum portionum hujus ecclesiæ, præter Berfellariorum, iiij^{d}, secundum taxationem decimæ nunc crescentis, sicut antea fieri consuevit.

Et quia dicti iiij^{d}, ut præmittitur, levati non sufficiebant ad plenam solutionem pecuniæ prætaxatæ, condictum fuit quod residuum solveretur de quadam pecunia communi Canonicorum tunc in manu Camerarii existente.

Nuncio, for procuration, to be raised by a tax of 4d. on every mark of the prebends a other portions the Church, ex cept the Berfe larii, and the balance out of the Canons' common fund now in the Chamberlain's hands.

Item, ostensa fuit quædam ordinatio super residentia Canonicorum futuris temporibus in ecclesia Beati Johannis Beverlacensis observanda, sigillo Venerabilis patris Domini W.* Dei gratia Eboracensis Archiepiscopi, Angliæ primatis, consignata: Cui ordinationi assensum præbuerunt Canonici memorati, præter Dominum Willelmum de Sothill, qui prima vice nullo modo voluit consentire; sed postmodum, habito tractatu cum Concanonicis suis, consentiebat. Cujus ordinationis tenor non hic, quia non extitit pupplicata, sed inferius poterit reperiri, ubi scribitur tale signum.

An Ordinance Abp. W. Greer field as to residence of Canons exhibit and assented t by all, except of Southill, wh at first refused but afterwards consented.

The Ordinance not given here because not published.

Item, in eadem Convocatione,† Ordinatum unanimiter, consensum fuit et concessum, quod iiij clerici ministraturi in‡ capella Beatæ Virginis altari Beati Martini annexa, antequam ministeriis suis in eadem capella præficiantur, Capitulo, vel ejus locum tenenti præsententur, et, ut clerici chori nostri, in literatura et in cantu examinentur, et, si idonei inventi fuerint, approbentur et juramentum fidelitatis et obedientiæ præstent, sicut alii clerici chori nostri; et quod per litteras Capituli ad ordines præsententur, et etiam ordinentur; et, ut clerici ecclesiæ nostræ de cetero censeantur, et quod veniant ad processiones in ecclesia nostra, et extra, diebus dominicis et aliis festivis celebrandas in habitu regulari, nisi fuerint rationabiliter impediti.

The 4 clerks t minister in St. Mary's Chapel annexed to St. Martin's altar, are to be presented to the Chapter or its deputy, to be examined in grammar and song like the clerks of the chair, and swe fealty and obedience, and take part in processions, ar wear the same habit.

* The ordinance is given on f. xxxix. b, where a hand is drawn in margin at the date of its confirmation by the Chapter, 17 May, 1307.

† On f. xxxviij this Ordinance is said to be made "ad petitionem Magistri Johannis de Nassington."

‡ S. Mary's Chapel, now St. Mary's Church, Beverley. The deed of permanent endowment of the Vicarage in 1269 is given, p. vii. of the Act book, see p. 194 below.

Ordinatio Residentiæ canonicorum per xxiiij septimanas.*

1290. 6 Nov. Abp. John [the Roman] to all.

ccxxix. b. 3.—Universis ad quos pervenerit notitia scripti præsentis, Johannes permissione divina [etc.] Salutem in sinceris amplexibus Jesu Christi,

Seeing with grief the default at the present time of the Canons and other officers and clerks of the Minster as regards residence, which has fallen away as well from common law as from the original statute of King Athelstan, the founder of the church.

Cum nos nuper dolentes et plangentes defectum et statum moderni temporis Canonicorum et aliorum officialium et clericorum ecclesiæ S. Johannis Beverlacensis, quantum ad residentiam canonicam, tam a jure communi quam præcipue ex constitutione seu ordinatione primaria Athelstani, quondam regis Angliæ illustris, fundatoris ecclesiæ prædictæ S. Johannis, notorie debitam, quæ per multa retro tempora per inertiam seu incuriam tam superiorum quam inferiorum in dissuetudinem deviam abiit et recessit, eisdem Canonicis ecclesiæ prælibatæ S. Johannis, vocatis vocandis, et diligenter auditis de plano quæ faciebant ad negotium universis;

At length with the Canons' express consent we have by our ordinance revived the reasonable residence of 24 weeks a year;

Demum de eorundem Canonicorum expresso consensu, per ordinationem nostram in Capitulo Beverlaci ex officio nostro factam ad observationem residentiæ rationabilis per viginti quatuor septimanas, sub certa forma annis singulis faciendæ, temperato continuitatis rigore, reduxerimus equanimiter redivivam, prout Instrumento super hoc confecto, ac sigillo nostro et sigillo capituli ejusdem ecclesiæ Beverlacensis consignato plenius et expressius continetur; subsequenter ad reformationem status Præpositi, Præcentoris, Sacristæ, Cancellarii et septem Clericorum de Barefell ejusdem ecclesiæ Beverlacensis, quantum ad residentiam mores et alia secundum priscam consuetudinem contingentia statum ipsorum similiter ex officio nostro ad salutem animarum suarum fideliter laborantes, ac juxta qualitatem et naturam negotii contra eos hactenus inchoati pro quiete ipsorum, ad honorem Dei et consummationem negotii procedere intendentes, ipsos Præpositum, Præcentorem, Sacristam, Cancellarium et memoratos septem clericos de Barfell coram nobis per decretum et citationes legitimas in Capitulo nostro Beverlacensi ad diem Lunæ proximum ante festum S. Michaelis proximo præteritum peremtorie fecimus evocari, ordinationem nostram super ipsorum residentia et aliis

reserving the question of the Provost, Precentor, Sacrist, Chancellor, and 7 clerks of the Barefell.

* This ordinance as to the residence of Canons seems to have been entered on a vacant page of the book when the new ordinance given in the last document was under discussion. This ordinance is preserved in Romanus' Register at York, f. 78, and in Neville's Register II., after f. 59.

supradictis cum librando moderamine faciendam sub debito obedientiæ audituros et pariter suscepturos.

ccxxx.—Quibus die et loco prædictis Præposito, Sacrista, Cancellario, et quatuor clericis de Barfell, videlicet, magistro Johanne de Cantia, Roberto de Crachall, Petro de Rudby et Roberto de cruce, coram nobis pro se personaliter constitutis, ac Osberto de Spaldyngton per Ricardum dictum Laurance et Willelmo Dandewe per Johannem de Lokyngton procuratores suos legitime constitutos comparentibus coram nobis die et loco prædictis, nullo pro septimo clerico eisdem die et loco coram nobis aliqualiter comparente, pro eo quod Canonici ejusdem ecclesiæ una voce unanimiter asserebant præfatum Sacristam ipso facto sibi percipere totum corrodium quod septimo clerico pro jure suo assignatum fuerat ab antiquo; iidem Sacrista, Cancellarius, et prænominati quatuor clerici de Barfell sicut dictum est personaliter pro se præsentes, ac Ricardus dictus Laurence et Johannes Lokington procuratores, ut prædicitur, Osberti de Spaldington et Willelmi Dandewe clericorum de Barfell tunc absentium, et præfatus Cancellarius procurator legitimus Præcentoris prædicti, quasi uno ore unanimiter et expresse, consilio insuper et assensu dictorum Cancellarii et Præpositi concurrente, se secundum bonam fidem et ordinationem primariam de statu eorundem antiquitus observatam, supposuerunt et subjecerunt omnino ordinationi seu constitutioni nostræ, quam super exacta residentia ab eisdem et reformatione morum suorum ac aliis contingentibus statum suum, ex deliberato consilio ad honorem Dei et salutem animarum suarum decernere seu facere aut pronuntiare vellemus, promittentes insuper bona fide quod, quicquid super hujusmodi residentia et aliis supradictis descerneremus vel faceremus seu pronuntiaremus per ordinationem nostram exinde faciendam, perpetuis temporibus pro se et suis successoribus in eadem ecclesia sine contradictione et reclamatione qualibet ratum et firmum habebunt; nos autem ipsorum devotionem, humilitatem, bonam fidem et obedientiam attendentes et ideo cum ipsis mitius atque maturius agere cupientes, eisdem Sacristæ, Cancellario tam pro se quam Præcentore jam dicto, et prænominatis quatuor clericis de Barfell præsentibus, et præfatis aliorum procuratoribus in personis dominorum suorum prædictorum clericorum de Barfellis tunc absentium, de expresso consensu omnium eorundem hunc instantem diem Mercurii proximum ante festum

Martini in hyeme, pro certo termino peremtorio et præciso ad audiendam pariter ac suscipiendam ordinationem nostram super omnibus supradictis, et pro plenaria consummatione negotii, sive venerint sive non, finaliter duxerimus assignandum.

Actis et Datis in hoc capitulo nostro ecclesiæ nostræ Beverlacensis die Lunæ supradicto, A.D. m°cc^mo xc^mo et Pontificatus nostri quinto.

*Willelmus Grenfield.**

Ordinatio† de residentia Canonicorum; viz. xij septimanis.

1307. 17 April. 19 May. Ordinance or Statute of Archbishop William Greenfield as to residence.

xxxix. b.—Omnibus Sanctæ Matris Ecclesiæ filiis ad quorum notitiam pervenerit hæc scriptura, Willelmus, permissione divina Eboracensis Archiepiscopus, Angliæ primas, Salutem in eo qui est vera salus.

Inter alia, quæ multiplici pastoralis officii solicitudini sunt annexa, illæ non segniter pulsare debent animum præsidentis, ut, quatenus in offensa justitiæ ratio permiserit, æquitatis indempnitati prospiciat subditorum.

In our late visitation we learnt that the Canons of Beverley in time of John the Roman partly under compulsion, partly on promise of appropriation of a church worth 60 marks a year consented to a statute as to residence; but owing to his death the church was never granted.

Nuper siquidem ex officii nostri debito visitantibus nobis personaliter ecclesiam nostram Beverlacensem, ex insinuatione Canonicorum dictæ ecclesiæ tunc præsentium, inter cetera comperimus, quod nonnulli ejusdem ecclesiæ canonici tempore bonæ memoriæ Johannis, prædecessoris nostri, nedum per processus varios compulsi, verum etiam certa promissione de augendis cotidianis distributionibus eorundem, per annexionem alicujus ecclesiæ estimationis ad minus sexaginta marcarum, per eundem prædecessorem nostrum amicabiliter allecti fuerant et inducti, ad consentiendum in quamdam certam formam residentiæ in dicta ecclesia personaliter annis singulis faciendæ.

Through the laxness of the times the statutory residence was become irksome.

Quia‡ memoratus prædecessor noster id quod pia intentione promiserat, morte præventus, minime adimplevit, dictæ ecclesiæ Canonici præter ea quæ extrinsecus occurrunt, onera multa et varia, temporum malitia succrescente, præfatam residentiæ formam onerosam sibi sentientes quam-

* The name is in a later fifteenth century hand.

† This is brought up out of its place and inserted here so as to bring it up to the Convocation of Canons in which it was accepted, and also to bring it into connection with the copy of Romanus' Ordinance, which it supersedes.

‡ For a discussion of these Ordinances and the question of residence generally see the Introduction.

plurimum et damnosam, nobis cum devota instantia supplicarunt ut eandem auctoritate nostræ ordinariæ potestatis moderari in plerisque suis articulis dignaremur;

With the unanimous consent of all the Canons at a special convocation.

Nos igitur super præmissis, deliberatione habita diligenti, multis ac variis circumstantiis æquitatis liberamine ponderatis, convocatione Canonicorum ejusdem ecclesiæ specialiter ad hoc facta, de consensu unanimi et expresso Canonicorum ejusdem ecclesiæ, super eorundem residentia personali in prædicta Beverlacensi ecclesia de cetero facienda in forma, quæ sequitur, statuendum duximus et etiam ordinandum.

We enact and ordain that the 7 first canons, who form the original foundation, shall reside 12 weeks at least as in the minor residence at York; and receive, for daily distribution, ½ all offerings at High Altar, and the whole of all other offerings and profits accruing to the church, or common fund.

In primis, statuimus ac statuendo determinamus, diffinimus et etiam ordinamus, quod septem primi Canonici, in quorum numero ecclesia nostra Beverlacensis fundata esse dinoscitur ab antiquo, in futuris perpetuo temporibus per duodecim septimanas ad minus, continue vel interpollate in præfata ecclesia juxta modum minoris residentiæ in nostra ecclesia Eboracensi observatum, annis singulis residentiam faciant personalem, quibus cum hujusmodi residentiam eos, vel saltem eorum aliquos facere contigerit, pro cotidianis distributionibus unam medietatem omnium oblationum de magno altari ecclesiæ ejusdem provenientium, et integre omnes alias oblationes ac cetera alia quæcumque emolumenta, quæ ipsi Beverlacensi ecclesiæ quolibet modo obvenire vel accrescere ad communam contigerit in futurum, juxta ipsorum canonicorum dispositionem providam colligenda, ac etiam distribuenda, perpetuo assignamus.

But the portion of each prebend commonly called the Bedern corrody (which originally formed the corpus of the prebend), we unite to the said prebends without regard to the residence required by our predecessor; so that every Canon may receive that whether present or absent, to comply with decree of Council of Tours which forbids the severance of prebends.

Ceterum portionem illam singularum prebendarum, quæ corrodium de Bederna percipiendum communiter appellatur, cum a primæva fundatione Beverlacensis ecclesiæ de corporibus extiterit præbendarum (quin potius in ipso corrodio corpus præbendæ fundatum esse principaliter videatur, prout ex præbenda Archiepiscopali in prædicta ecclesia, cujus corpus in eo solo consistit corrodio satis liquet), singulis septem præbendis antedictis ex nunc omnino redintegrari volumus et adjungi, forma residentiæ per nostrum prædecessorem ordinata in præmissis nullatenus obsistente; ita ut singuli canonici dictarum præbendarum de cetero singula corrodia ad præbendas suas spectantia tam absentes integraliter percipiant quam præsentes; ne statutum concilii Turonensis videamur offendere, quod simpliciter præbendarum inhibet sectionem.

The eighth.

Illi autem præbendæ, quæ in prædicta ecclesia nominatur

prebend, founded long after the others, which consists in the other half of the offerings at High Altar, is also to have a corrody annexed to it; but the Canon and Prebendary is not to share in the daily distributions above mentioned, even if resident.

octava, et de alia medietate oblationum magni altaris prædicti dudum post dictarum septem præbendarum institutionem, ut dicitur, ordinata, corrodium ad ipsam pertinens uniri volumus et adjungi, propter expressam superius dicti concilii rationem; sed canonicum et præbendarium ipsius, aut successores suos quoscunque in eadem de illis, quæ cotidianæ distributiones usibus superius assignantur, etiam si personaliter resideant, nullam omnino volumus portionem.

Ut igitur præsens nostra ordinatio futuris perpetuis temporibus rata firma et stabilis perseveret, ipsam præsenti paginæ seriatim duximus inserendam, ac nostri et communis Capituli Beverlacensis sigillorum munimine roborandam.

Dated by Archbishop at [Bishop]thorp by York;

Actis et datis per nos, Willelmum, Archiepiscopum prædictum, apud Thorp juxta Eboracum, xv Kalendas Maii, anno gratiæ millesimo ccc^mo septimo, et Pontificatus nostri anno secundo;

by Chapter at Beverley.

Et per nos Capitulum Beverlacense apud Beverlacum, die Lunæ proximo ante festum Sancti Dunstani, Episcopi, anno gratiæ supradicto.

Ordinatio proventuum vicariæ altaris Sancti Martini.

1269. 23 Dec. Ordination of Vicarage of S. Martin's altar with S. Martin's chapel annexed. Masters Thomas and Ruffinus, Archdeacons of Nottingham and Cleveland, Commissioners of Abp. Walter (Giffard), with consent of Master Gilbert of S. Leoffard, Canon of S. Martin's.

vij.—Universis sanctæ ecclesiæ filiis hoc scriptum visuris vel audituris Magistri Thomas et Ruffinus, de Notingham et de Cliveland Archidiaconi, commissarii venerabilis patris W[alteri], Dei gratia Ebor. Archiepiscopi, Angliæ primatis, Salutem in Domino sempiternam.

Not to muzzle the ox who treadeth the corn, &c. and to support hospitality to strangers a decent temporal aid must be given to the holder of a parochial cure.

Cum os bovis claudi non debeat triturantis, nec temporalibus inhumaniter defraudari qui animabus egentibus cibum spiritualem, catholicam doctrinam, subministrat, congruum judicamus atque dignum, ut, cui curam committimus parochialem, ob prærogativam meritorum sic præfecto, decens subsidium eidem cohæreat temporale, ut pondus laboris levius subportetur et facilius sustineat ospitalitatem (*sic*) forinsecam, quæ incumbit;

Hinc est quod cum Venerabilis Pater memoratus, super ordinatione seu taxatione portionis vicariæ altaris Sancti Martini in ecclesia prebendali Beverlacensi, cum capella Sanctæ Mariæ ad idem altare pertinente, de consensu Magistri Gilberti* de Sancto Leoffardo, titulo canonici

* Bishop of Chichester afterwards.

præbendæ ejusdem loci, cujus eadem altare et capella portiones esse præbendales dinoscuntur, et insuper in possessionem et inductionem vicarii ejusdem altaris nobis commiserit nuper totaliter vices suas, Portionibus subscriptis in suo valore ponderatis Intelleximus quod in parochia quæ spectat ad dictum locum cum capella annualia trigintalia et legata sibi relicta et ceteri questus liciti seu proventus, quadragesimales et annuales, qui certo perceptionis titulo non clauduntur, ad viginti marcas extenduntur, Item denarius sibi, seu suo sacerdoti ipsius vice, in dictis altari seu capella celebranti offerendus ad minus valet quinque marcas;

The value of annuals, trigintals, and legacies and other lawful income, not depending on a certain title, comes to 20 marks, the priest's penny from the offering is 5 marks.

Nos igitur portiones antedictas ab ejusdem loci vicario, qui pro tempore fuerit, percipiendas, et decem marcas annuas de præbenda Canonici ejusdem per manum Canonici ad Pentecosten et ad festum Sancti Martini [h]yemalis per partes æquales ordinantes diffinimus et decernimus imperpetuum persolvendas, et ad vicariam dicti altaris cum capella memorata portiones præmissas cum integritate decetero imperpetuum continentem ad præsentationem dicti Canonici, vice Domini Archiepiscopi nobis fungentibus in hac parte, nuper factam, Dominum Rogerum de Rise, capellanum, virum providum, competenter litteratum et honestum canonice admittimus et actualiter instituimus in præmissis, et in possessionem ejusdem decernimus, auctoritate præmissa irrevocabiliter inducendo, Decernentes quod ipse et sui successores imperpetuum in dictis locis curam habeant animarum, et onus spirituale, quod incumbit, reverenter subeant, suis temporibus, et devote.

These together with 10 marks a year from the prebendary are to be paid to the Vicar.

Roger de Rise, chaplain, admitted as vicar accordingly

Volumus etiam et ordinamus quod ille vicarius, et ejusdem successores imperpetuum, personaliter et honeste deserviat parochiæ tam loci matricis [ecclesiæ] quam capellæ, idoneorum presbyterorum et clericorum numero condecenti, qui etiam cum suis presbyteris intererit in habitu regulari processionibus præbendalis ecclesiæ diebus Dominicis et festivis. Qui etiam fidelitatem et canonicam obedientiam jurabit dicto Canonico coram nobis; et idem juramentum ab ejusdem vicarii successoribus, canonicis ejusdem loci qui pro tempore fuerint, perpetuo præstandum ordinamus.

Vicar and his successors to serve the cure in person with a fit number of priest and clerks alike in the minster and the chapel, to be present in Minster at processions on Sundays and holidays, to swear fealty and obedience to the Canon.

Et ut in hoc omnia rata sint et firma præsens scriptum in modum cirographi indentatum sigillorum nostrorum et etiam Magistri Gilberti de Sancto Leoffardo, canonici dicti loci, et

Witnessed by Indenture tripartite.

Domini Rogeri superscripti alternatim appensorum munimine duximus irrevocabiliter roborandum.

Datum et actum Ebor. x Kalendas Januarii Anno Domini m°cc° sexagesimo nono.

*Memorandum quod ista ordinatio supradicta fiebat tempore Walteri Giffard, Ebor. Archiepiscopi.

Letter to Chancellor of York on behalf of Beverley Grammar Schoolmaster.

130$\frac{6}{7}$. 13 March. Chapter to Mr. Rt. of Rippling-ham, Chancellor of church of B. Peter of York.

cliiij. b. 4.—Venerandæ discretionis viro, Magistro Roberto de Ripplingham,† cancellario ecclesiæ Beati Petri Eboracensis, Capitulum [etc.], Salutem in eo qui est omnium vera salus.

Give credence to Mr. J. of Nassington, our co-canon, in matter of Mr. Roger of Bolton, our Schoolmaster, and do what he asks.

De vestra benignitate reportantes fiduciam specialem, tenore præsentium vos requirimus et rogamus, quatinus Dilecto nobis in Christo Magistro Johanni de Nassington, concanonico et confratri nostro, in hiis quæ vobis ex parte nostra pro Magistro Rogero de Boulton, magistro scolarum nostrarum, exposuerit viva voce, velitis fidem plenariam adhibere ac etiam precum nostrarum intuitu facere, quæ pro dicto magistro nomine nostro vobis duxerit exponendum.

Valeat vestra discretio reverenda in filio virginis gloriosæ.

Datis in capitulo nostro iij Idibus Martii A.D. millesimo ccc^mo^ sexto.

Littera privata.

130$\frac{6}{7}$. March. J. of Nassington to H. of Carlton.

clv. 2.—Visceraliter semet ipsum.

Pray let case against Prior of Watton wait till Synod at York after Easter.

Inspecta littera præsentibus interclusa, negotium quod dilectum confratrem meum Magistrum Henricum de Carlton et Priorem de Watton contigit, secundum continentiam dictæ litteræ usque in proximam sinodum post instans festum Paschæ ponatis, si placeat, in suspenso; nichil contra prædictum Priorem interim acceptantes.

Valete feliciter sicut opto.

* This note is in a later, fifteenth-century, hand.

† A well-known person, Fellow of Merton College, Oxford. A window in the nave of York Minster, third on the south side from the east, was given by him.

Littera privata.

clv. 3.—Non scribo Johanni de Nassington Seniori, sed Reverendo viro et discreto Officiali Curiæ Eboracensis, Magistro Johanni de Nassington, Canonico Beverlacensi, suus H. de Carlton, confrater et concanonicus, Salutem cum omni reverentia et honore, fraterna dilectione comitiva.

H. of Carlton not to J. of Nassington sen. but to the Reverend Offici of the Court of York, Mr. J. of N. canon of Beverley, with all reverence an honour, and brotherly love too.

Ecce, Domine reverendissime, pro negotio prædicto, pro quo mihi mandavit reverendus vir et nobilis Magister Robertus de Pykering, confrater et concanonicus noster, ante Natale Domini litteratorie, me rogante, quod illud negotium amore sui poneremus in suspenso, usque ad medium quadragesimæ præsentis jam transactum, ad quod tempus veraciter esse credebat, prout mihi scripsit, de quibusdam negotiis et etiam arduis ecclesiam nostram tangentibus nobiscum in Capitulo tractaturus; quod quidem negotium suis oculis subjeci tam subtiliter intuentibus, quod de eo faceret sicut sibi visum fuerit justum et æquum, libertate ecclesiæ nostræ et jure præbendæ meæ in omnibus tamen semper salvis;

Mr. R. of Pickering in answer to a letter from me had already ask me to put the case off till afte Mid-Lent, whe he would atten Chapter on certain import matters.

Scripsi etiam tunc Auditori causarum Capituli nostri per litteras meas patentes, quod omnes sententias suspensionis et excommunicationis et interdicti contra eundem Priorem, per ecclesiam nostram ad instantiam mei promulgatas, usque ad prædictum tempus haberet in suspenso, amore et rogatu prædicti confratris et concanonici nostri, quod in veritate factum esse conjecturo.

I wrote accord ingly to the Assessor to suspend pro ceedings.

Propter quod tamen, causa vel necessitate, ad præsens mihi scribitis affectuose, nescio, et adeo certum vobis responsum dare non potero; verumptamen ad rogatum vestrum, qui quidem rogatus est mihi mandatum, volo quod, sub modo et conditione prænotatis, usque ad prædictam sinodum in litteris vestris contentam, prædictum negotium sine dampno et periculo prædicti Prioris remaneat in suspenso, liberaliter et devote; significantes mihi tempore prælibato, quando vos et Magister Robertus antedictus eritis præsentes et vacaturi; et ubi de eodem negotio inter prædictum Priorem et me, de pacis reformatione dictum negotium concorditer et finaliter perscrutando tractaturi.

Therefore I do know why you write to me so affectedly, but your request, which is a command to m I will let this c be suspended t the Synod.

Only let me know when yo and Mr. Rober will come and able to settle t matter.

Valeat dominatio vestra et fraternitas affectuosa per tempora feliciter successiva.

Littera ad denuntiandum excommunicationem.

1306/7. 21 March. Chapter to Dean of Dickering.

cliiij. b. 4.—Capitulum [etc.] Discreto viro Decano de Dykering, Salutem [etc.].

Stephen of Hasthorp, chaplain, for non-payment to the executors of W. of Haxby of the thraves and tithes due to his prebend for Molescroft and Aike, is excommunicated.

Quum Dominum Stephanum de Hasthorp, capellanum, pro eo, quod legitime et peremptorie monitus, de travis et decimis B. Johannis prædicti de Mulscroft et de Ak, de anno Domini millesimo ccc^mo^ quinto, ad præbendam Magistri Willelmi de Haxby, quondam concanonici et confratris nostri spectantibus, infra terminum ad easdem solvendas assignatum et jam dudum elapsum, executoribus dicti Magistri Willelmi minime satisfecerit, excommunicavimus, justitia id poscente ;

but like a pupil of the devil's he does not care, and infects others with his pestilential communications.

Qui sententiam hujusmodi excommunicationis, velud diaboli discipulus, in animæ suæ periculum et sanctæ matris ecclesiæ contemptum, et executorum dicti concanonici præjudicium, non formidans, alios sua pestifera communione pariter et dampnosa infecit manifeste ;

Publish his excommunication and inhibit on pain of the same everyone, except the King, Queen, Prince of Wales, and all specially sent on King's service, from all communication with him.

Vobis ut idem, dum arcetur a communione Christianorum et contra eum ad graviora proceditur, tanquam rubore suffusus ad humilitatis gratiam et reconciliationis effectum facilius inclinetur, mandamus firmiter injungentes [etc.].

Datis Beverlaci xij Kalendas Aprilis A.D. [etc.]

Littera super relaxatione sententiæ excommunicationis.

1306/7. 23 March. Chapter to Parish Chaplain of Watton.

clv. b. 2.—Capitulum, etc., Discreto viro capellano parochiali de Watton, Salutem in auctore salutis.

Release the Prior of Watton from excommunication for non-payment of thraves due to H. of Carlton's prebend from 12 ploughlands in manor of Watton and one in grange of Cawkeld, till the synod at York after Easter next.

Quum sententias suspensionis et excommunicationis per nos in religiosum virum Dominum Priorem de Watton ad instantiam Magistri Henrici de Carlton, confratris et concanonici nostri latas, per Decanum de Herthill executioni demandatas, pro travis Beati Johannis prædicti de duodecim carucatis de dominico manerio de Watton, et de una carucata de grangia de Caldkeld, ad præbendam dicti Magistri Henrici spectantibus, ab eodem Priore notorie debitis et statutis terminis non solutis, usque ad instantem sinodum post instans festum Paschæ in ecclesia Eboracensi proximo celebrandam ex certis [etc. as in clij. b. 4, omitting the clause ita tamen].

x Kalendas Aprilis A.D. [etc.].

Littera absolutionis.

1307. 31 March. Chapter to Randolph, son of Ralph, son of Ringwer, of Waldby.

clv. b. 3.—Capitulum [etc.] Ranulpho filio Radulphi filii Ringwer de Waldby, Salutem [etc.].

Precibus pro te fusis favorabiliter inclinati, Te a sententia excommunicationis quater [etc.] si in eam occasione cujusdam annui redditus vij denariorum dudum nobis per te solvi consuetorum pro capite, ac prætextu paupertatis tuæ, per longa tempora minime solutorum aliqualiter incidisti, in persona filii tui, procuratoris tui, præsentium exhibitoris absolvimus in forma juris.

If by reason of non-payment for a long time of a poll rent of 7d. due and formerly paid by you, you have incurred the excommunication denounced 4 times a year in the Minster, we absolve you in the person of your son as proxy.

ij Kalendas Aprilis A.D. m°ccc^mo septimo.

Monitio pro decima biennali pro primo termino secundi anni.

1307. 1 April. S. Mary's Abbey York, to official of Provostry.

clv. b. 3.—Abbas et conventus [etc. as on p. 177].

Vobis auctoritate apostolica, qua fungimur in hac parte, de cujus auctoritatis tenore alias vobis constabat, quatinus legitime moneatis et efficaciter inducatis ac peremptorie citetis omnes præbendarios, rectores et beneficiatos quoscunque, quorum beneficia in jurisdictione vestra existunt, quod compareant coram nobis, seu locum nostrum tenentibus, in hac parte in monasterio nostro apud Eboracum citra diem sanctorum martirum Tyburtii et Valeriani proximo venturum dictam decimam beneficia sua contingentem pro primo termino secundi anni plenarie soluturi; et de eadem sub pœna canonica satisfacturi.

Summon all Prebendaries, rectors and beneficed clergy in your jurisdiction to appear in our monastery at York before us to pay the tenth for first term of second year.

Et ad probationem [etc.]

Datis Eboraci Kalendis Aprilis A.D. m°ccc^mo septimo.

Inhibitio.

1307. 23 April. Official of Court of York to Chapter.

clvj. 2.—Officialis curiæ Eboracensis Venerabili Capitulo [etc.].

Sua nobis Dominus Stephanus de Hasthorp, perpetuus vicarius ecclesiæ de Neuton, petitione monstravit, quod cum ipse ex verisimilibus et probabilibus conjecturis ac communicationibus sibi per vos factis sæpius illatis, ad instantiam et prosecutionem executorum Magistri Willelmi de Haxby, dum vixit concanonici et confratris nostri, metuens et verisimiliter conjiciens sibi posse per vos præjudicium in posterum generari, ne quicquam præjudiciale contra eum aut vicariam suam

Sir Stephen of Hasthorp, perpetual vicar of Newton, fearing prosecution at the instance of the executors of Mr. Wm. of Haxby,

late Carlon, lest you do anything to his prejudice appealed to the Pope and for interim protection to the Court of York.

prædictam per vos vel alium seu alios vestris vice auctoritate vel mandato ad instantiam eorundem executorum, vel aliter quomodolibet attemptaretur, sedem apostolicam directe et Curiam Eboracensem pro tuitione legitime, sic asserit, provocasset;

Yet you notwithstanding have excommunicated Stephen without warning, conviction, confession, against the statute of a General Council; wherefore he has appealed to the Pope and for the interim protection of the Court of York.

Vos tamen provocatione hujusmodi de qua vobis ad plenum innotuit non obstante, dictum Dominum Stephanum non monitum, non citatum, non convictum, non confessum, nec per contumaciam absentem, absque causa rationabili, sine scriptis et contra statuta concilii generalis, ad instantiam et præsentationem dictorum executorum excommunicastis, et sic excommunicatum fecistis publice nuntiari; propter quæ et eorum quodlibet sentiens se per vos indebite prægravari sedem apostolicam directe et curiam Eboracensem pro tuitione legitime, sicut asserit appellavit.

Whereupon we command you pending the appeals do nothing to his prejudice and cite the party appealed against to appear before us at York in the Minster, April 26.

Quocirca vobis auctoritate dictæ curiæ firmiter injungentes mandamus ne pendente in dicta curia hujusmodi tuitoriæ appellationis negotio, quicquam in partis appellantis præjudicium attemptetis, seu faciatis per alios quomodolibet attemptari, quominus appellationem suam utramque ut est justum libere prosequatur, citantes nichilominus peremptorie partem appellatam, quod compareat coram nobis vel commissario nostro in majori ecclesia Eboracensi, die Mercurii proximo post festum Beati Marci Evangelistæ, in prædicto tuitoriæ appellationis negotio, secundum ipsius negotii qualitatem et naturam ac dictæ Eboracensis Curiæ consuetudinem processura, factura ulterius et receptura, quod justitia suadebit.

And appear yourselves if you think fit.

Et vos ibidem intersitis si vestra videritis interesse.

De die vero porrectionis [etc.].

Datis Eboraci viij Idus Aprilis anno gratiæ millesimo ccc^mo^ septimo.

The mandate received 24 April and duly executed.

Quod quidem mandatum recepimus vj Idus Aprilis; eidemque duximus ob reverentiam dictæ Curiæ deferendum; Ipsumque juxta vim, formam et effectum sumus plenarie executi. Bene valete.

Datis Beverlaci ix Kalendas Maii A.D. supradicto.

Absolutio: non emanavit.

Chapter to Dean of Dickering.

clvj. b. 1.—Capitulum [etc.] Decano de Dykering [etc.].

Quum Dominum Stephanum [etc. as in last to Neuton] a

sententia excommunicationis majoris, qua per nos propter suam manifestam offensam ad instantiam executorum [etc. as in last to nostri] extiterat involutus, absolvimus, justitia id poscente.

We have absolv S. of Hasthorp, vicar of Newtor from excom- munication, Publish it. [Unissued draft

Vobis mandamus [etc.].

iiij [Kalendas Maii] A.D. [etc.].

Relaxatio sententiæ excommunicationis.

clvj. b. 2.—Capitulum [etc. as in last].

1307. 28 April. Chapter to Dea of Dickering.

Quum sententias suspensionis et excommunicationis in Dominum Stephanum [etc. as in last to Neuton] ad instantiam [etc. as in last to nostri] per nos latas et per vos executioni demandatas, ex certis causis quæ ad præsens subticemus, de voluntate et assensu dictorum executorum duximus relaxandas ;

Release sentenc of excom- munication against John o Hasthorp for certain reasons

Vobis mandamus [etc.].

iiij Kalendas Maii A.D. [etc.].

Certificatorium exactionis decimæ biennalis.

clvj. b. 3.—Venerabili in Christo Patri, Domino Abbati de Seleby, Capitulum [etc.], Salutem, reverentiam et honorem.

1307. 8 May. Chapter to Abt of Selby.

Mandatum vestrum recepimus continentiæ infrascriptæ (quod mandatum est in cophino de A.D mºcccºmº. sexto).

We have receiv your mandate (it is in the bo of 1306) which we have executed.

Quid quidem mandatum juxta [etc. as in clv. b. 3]. Sed prout prudentiam vestram credimus non latere, non est aliquis infra jurisdictionem nostram, qui ad solutionem hujusmodi decimæ teneatur, nisi Præpositus noster Beverlacensis, quem secundum formam mandati vestri duximus admonendum. Aliud vero mandatum de solutione dictæ decimæ facienda pro primo termino secundi anni a vobis non recepimus, novit Deus.

But, as we thin you are aware, there is no one in our jurisdic- tion liable for the tenth exce the Provost, whom we have warned. We have not, God knows, received any other mandate from you for fi term of second year.

Feliciter valeatis in Domino Jesu Christo.

Datis Beverlaci viij Idus Maii [etc.].

Certificatorium super canonizatione Domini Thomæ de Cantilupo.

clvj. b. 4.—Reverendæ discretionis viro Domino Officiali Curiæ Eboracensis, Capitulum [etc.].

1307. 9 May. Chapter to

We have received your mandate (in box of 1306) and executed it. We find no one who knows of any objection to the canonization of Thomas of Cantilupe.

Vestrum recepimus mandatum continentiæ infrascriptæ officialis, etc. ut in cophino de A.D.m°ccc^mo sexto.

Quod quidem mandatum [etc. as in last] nullumque invenimus qui contra canonizationem prædictam, ut prædicitur, faciendam quicquam sciat proponere, vel probare.

Valeat, etc. Datis etc., vij Idus Maii A.D. supradicto.

Littera testimonialis de conversatione.

1307. 10 May.

clvij.—Testimonial in favour of John of York, clerk.

Littera directa summo Pontifici pro canonizatione Domini Roberti Groseteste [sic] quondam Lincolniensis Episcopi.

12 May. Chapter to the most holy father and lord, the most Reverend Sir Clement, by Divine Providence High Pontiff, his devoted and humble Chapter of Beverley, most humble kisses of his blessed feet with fulness of all subjection and honour.

clvij. 2.—Sanctissimo in Christo Patri ac Domino Reverendissimo, Domino Clementi, divina providentia Pontifici summo, Devoti sui et humiles Capitulum Beverlacense humillima pedum oscula beatorum cum plenitudine subjectionis omnimodæ et honoris.

Of the holiness of life of Robert Grossteste, late Bishop of Lincoln, we bear witness as continued for a long time, and that public report and numerous miracles at his tomb daily show it.

Propter sanctitatem vitæ viri utique præclari Domini Roberti Groseteste quondam Lincolniensis Episcopi, quam testamur certitudinaliter continuatam per non modica tempora, vox publica atque fama ac innumera virtutum opera quæ ejus meritis sicut creditur in ecclesia de Lincoln ad ipsius tumbam per divinam clementiam indies ostenduntur, silere sana conscientia non valentes vestris sanctis pedibus provoluti humiliter supplicamus quatinus dignetur vestra sanctitas de præmissis inquirere veritatem, et circa eum taliter ordinare quod [in] honorem et consolatium gentis Anglicanæ cedat salubriter factum vestrum.

So we ask your holiness to determine in the matter for the honour and consolation of the English nation.

Dignationem vestram sanctam per tempora longiora conservet Altissimus ad honorem suum et profectum animarum.

Datis [etc.], iiij Idus Maii A.D. millesimo ccc^mo septimo.

Littera directa Capitulo pro littera suprascripta quæ incipit Sanctissimo.

1307. 23 April. Subdean and Chapter of Lincoln to Provost and Chapter of Beverley.

clvij. b. .—Reverendæ discretionis viris Dominis Præposito et Capitulo Ecclesiæ Beverlacensis, Sui Subdecanus et Capitulum Ecclesiæ Lyncolniensis, Salutem et paratam ad beneplacita voluntatem cum sinceræ dilectionis amplexu.

Eminentia meritorum felicis recordationis Domini Roberti quondam Lyncolniensis Episcopi evidentiaque multiplex signorum et prodigiorum quibus ipsum divina clementia dignata est feliciter sublimare.

Littera privata directa ut patet.

clvij. b. 2.—Viris reverendis et discretis Dominis Subdecano et Capitulo ecclesiæ Lincolniensis, Capitulum Beati Johannis Beverlacensis, Salutem et cum sinceræ dilectionis amplexu paratam ad beneplacita voluntatem. 1307. 12 May. Chapter to Subdean and Chap of Lincoln. Please give our collector licence to get contributions in church &c., in your jurisdiction.

Quum Johannes de Fitteling ad petendum [etc. as on p. 148 *mutatis mutandis.*

Littera pro clericis chori ordinandis ut patet: et celebrantur ordines apud Pokelinton in sabbato Pentecostes.

clviij. 1.—Venerabili [etc.] Willelmo D. G. Eboracensi Archiepiscopo [etc. as on pp. 173-4]. 1307. 12 May. Chapter to Abp Letter for Orders: 1 for Acolyte. 8 for Subdeacon 6 for Deacon. 9 for Priest.

For Acolyte: Robert of Herdeby.

For Subdeacon: Wm. of Aldeburgh, T. of Furnays, Roger of Scurueton, David of Wetewang, J^{n}. of Laverton, T. of Thorne, R^{t}. of Schelford, W^{m}. of Bucton.

For Deacon: R^{t}. of Crachal, clerk of Berfell, R^{t}. of Thorpe, Geoffrey of Midelton, T. of Otrinham, W^{m}. le Binder, Geoffrey of Brumton.

For Priest: T. of Syggelesthorne, W^{m}. of Hasthorpe, Rt. of Bannewyk, J. of Hornese, R^{t}. of Amcotes, Symon of Swine, W^{m}. of Adelingflete, Nich. of Wartre, R^{d}. of Holme.

Littera Regis ut patet.

clviij. 2.—Omnibus Christi fidelibus ad quorum notitiam vel audientiam præsentes litteræ pervenerint Capitulum [etc.]: Salutem in amplexibus Redemptoris. 1307. 11 May. Letters Patent of Chapter.

[Sciat] vestra Universitas reverenda nos litteras Domini We have Letter of King Edward

uncancelled, unvitiated, dated 20 March, 35th of his reign.

Edwardi D. G. Regis Angliæ illustrissimi magno sigillo pendente signatas non cancellatas non abolitas nec in aliqua parte sui vitiatas, penes nos habere continentiæ infrascriptæ;

The King to all Sheriffs and Bailiffs to arrest fraudulent persons, pretended collectors for fabric and shrine of S. John of Beverley.

Edwardus D. G. Rex Angliæ, Dominus Hyberniæ et Dux Aquitaniæ, Omnibus Vicecomitibus et Ballivis, ac ceteris fidelibus suis ad quos præsentes litteræ pervenerint, Salutem.

Ex gravi querela Capituli Beverlacensis accepimus quod quidam propriæ honestatis immemores per diversas partes Angliæ, Walliæ et Hyberniæ discurrentes et se nuntios et procuratores ipsius Capituli falso confingentes, pecuniam, animalia, legata et alia bona ad opus fabricæ et capsulæ Beati Johannis prædicti petunt et recipiunt a diversis, et ea non in usus fabricæ et capsulæ prædictorum, set in usus proprios illicite et inhoneste convertunt, in dicti Capituli fraudem, ac completionis fabricæ ecclesiæ et capsulæ prædictarum retardationem manifestam.

Volentes igitur hujusmodi fraudi et malitiæ modis quibus convenit obviare vobis mandamus firmiter injungentes, quod ubicunque aliquos inveneritis in ballivis vestris confingentes se procuratores dicti Capituli ad præmissa super hiis litteras testimoniales ejusdem Capituli non habentes, ipsos sine dilatione arestari et detineri faciatis, donec de statu et conversatione eorundem vobis constiterit evidenter; Proviso quod pecunia et alia bona apud eos inventa, vel penes alios nomine suo deposita, quæ ipsos nomine Capituli prædicti ad opus prædictum vobis constiterit collegisse, veris procuratoribus prædicti Capituli in hac parte, vel eorum nuntiis, litteras suas super hoc exhibentibus, totaliter liberentur.

Et si qui forsitan litteras regias datas præsentium præcedentes, super recommendatione vel admissione ipsorum, ad hujusmodi elemosinas colligendas, ipsorum procuratorum testimonium legitimum non habentes, exhibeant, eisdem litteris de cetero minime pareatis.

In cujus rei [etc.] Teste me ipso apud Karliolum, vicesimo die Martii, anno regni nostri tricesimo quinto.

Carlisle, 20 March, 1306-7.

In præmissorum omnium [testimonium] sigillum nostrum præsentibus est appensum.

Datis Beverlaci v Idus Maii [etc.].

Littera præsentationis ad cantariam de novo per Magistrum Robertum de Pykering ordinatam.

clviij. b.—Venerabilibus Capitulo ecclesiæ Beati Johannis Beverlacensis, Robertus de Pykering, eorum concanonicus, et præbendarius præbendæ altaris Beati Petri in eadem ecclesia, Salutem et fraternam in Domino caritatem. 1307. 16 May. Canon Robert Pickering, Prebendary of the prebend of S. Peter's altar to Chapter.

Ad cantariam perpetuam per me de novo ad prædictum altare ordinatam Dilectum mihi in Christo, Johannem de Hornse, diaconum, in instantibus ordinationibus ordinandum in presbiterum vobis præsento, humiliter supplicans et devote, quatinus eundem diaconum in presbiterum ordinandum ad præfatam cantariam velitis admittere, in forma ordinationis nuper a me factæ, et ipsum instituere in eadem. Valete. To perpetual chantry newly ordained by me at the said altar I present John of Hornsea, deacon, to be ordained priest at next ordination. Please admit him.

In cujus præsentationis testimonium sigillum meum præsentibus est appositum.

Datis Beverlaci xvij Kalendas Junii [etc.]. Beverley.

Carta Domini Regis super eadem cantaria.

clviij. b. 2.—Edwardus [etc. as in last but one] Omnibus [etc.]. 130$\frac{6}{7}$. 22 March. Letters Patent of Edward I.

Licet de communi consilio Regni nostri statuimus quod non licet viris religiosis, seu aliis, ingredi feodum alicujus, ita quod ad manum mortuam deveniat, sine licentia nostra et capitalis domini de quo res illa immediate teneatur; Licence in mortmain. Though we have made a Statute that religious men and others may not enter on the fee of anyone, so that it come to the dead hand, without licence from the Crown and the chief lord of the fee; Wishing however to show special grace to our clerk Mr. Rt. of Pickering we grant licence to him to assign 8 shops erected by him on the soil of his prebend to the Chapter to find a Chaplain to celebrate divine service daily in the Minster; and to the Chapter to receive and hold the same in perpetuity.

Volentes tamen dilecto clerico nostro, Magistro Roberto de Pykering, præbendario in ecclesia S. Johannis de Beverlaco, gratiam facere specialem, concessimus et licentiam dedimus pro nobis et heredibus nostris, quantum in nobis est, eidem Roberto, quod ipse viij scopas cum pertinentiis in Beverlaco per ipsum Robertum in solo præbendæ suæ ibidem constructas, Dare possit et assignare Capitulo ecclesiæ prædictæ, ad inveniendum unum capellanum divina singulis diebus in eadem ecclesia celebraturum;

Habendum et tenendum eidem capitulo et successoribus suis, ad inveniendum prædictum capellanum [etc. as above] imperpetuum;

Et eidem capitulo quod prædictas scopas cum pertinentiis a præfato Roberto recipere possint et tenere sibi et successoribus suis prædictis, sicut prædictum est, tenore præsentium similiter licentiam dedimus specialem.

Nolentes quod prædictus Robertus vel successores sui aut prædictum Capitulum seu successores sui ratione statuti prædicti per nos vel heredes nostros inde occasionentur in aliquo seu graventur.

Saving due services to the chief lord of the fee.

Salvis tamen capitalibus dominis feodi illius servitiis inde debitis et consuetis.

In cujus rei testimonium litteras nostras fieri fecimus patentes.

Dated Carliale.

Teste me ipso apud Carliolum xxij° die Martii, anno regni tricesimo quinto.

Carta ipsius ordinantis, ut patet.

1307. 11 May. Charter of Ordination of Chantry at S. Peter's altar by Robert of Pickering, Canon and Prebendary of that altar in S. John's, Beverley.

clix.—Sciant præsentes et futuri quod ego, Robertus de Pykering, canonicus et præbendarius prebendæ Sancti Petri in ecclesia S. Johannis Beverlacensis in Beverlaco, Dedi concessi assignavi et hac præsenti carta mea confirmavi Capitulo dictæ ecclesiæ [etc.] et successoribus suis, octo choppas * cum pertinentiis in Beverlaco per me in solo præbendæ meæ prædictæ ibidem de novo constructas; jacentes in longitudine a terra præbendæ S. Katerinæ usque ad terram præbendæ S. Mariæ in ecclesia antedicta, et in latitudine inter altam viam Beverlaci, quæ vocatur Fismarketegat, et murum, situatum in terra præbendæ meæ antedictæ, pro divisione terræ dictarum schopparum et terræ ejusdem præbendæ;

I have granted 8 shops lately built on my prebend, in length from land of S. Katharine's prebend to that of S. Mary's, and in breadth between the High Street called Fishmarket-gate, and the wall situate on my prebend; to find a chaplain to celebrate daily for the good estate of me, Archbishop William Greenfield, my brother, Master Wm. Pickering, Archdeacon of Nottingham; and the souls of my father, mother, brother Adam, sister Cecilia, my predecessors and successors, and those of the Archbishops of York and Canons of York and Beverley, and all Christian souls, and after our deaths for our souls and all those abovesaid.

Ad inveniendum unum capellanum divina singulis diebus in prædicta ecclesia celebraturum imperpetuum, pro mei et venerabilis patris Domini Willelmi de Grenefeld, Dei gratia, Eboracensis Archiepiscopi, Angliæ primatis, ac Magistri Willelmi de Pykering, Archidiaconi Notingham, fratris mei germani, statu salubri, et animabus patris mei, matris meæ, Adæ fratris mei et Ceciliæ sororis meæ et antecessorum et successorum meorum, ac Archiepiscoporum, Canonicorum Eboracensium et Beverlacensium ecclesiarum, et omnium Christi fidelium defunctorum, ac post mortem nostram pro animabus nostris et omnibus animabus supradictis.

Tenendum et habendum prædictas octo choppas cum omnibus pertinentiis suis, libertatibus et aisiamentis, ac etiam cum omni jurisdictione temporali in personis inhabitantibus

* *Sic.*

dictas choppas dicto Capitulo et successoribus suis libere, quiete, bene, et in pace imperpetuum;

Saving for spiritual rights, tithes, and obventions of persons living in the shops to himself and succeeding Prebendaries.

Salvis mihi et successoribus meis in præbenda antedicta spirituali jurisdictione, oblationibus, decimis personalibus et aliis obventionibus quibuscumque dictarum personarum ad jus parochiale pertinentibus quovismodo.

The Chapter through the Master of the Works to keep premises in repair, and pay 5 marks of silver yearly in equal portions at Martinmas and Pentecost to the chaplain.

Prædictum autem Capitulum et successores sui, per magistrum operis ecclesiæ memoratæ, dictas octo choppas sufficienter sustentabunt; et quinque marcas argenti annuatim ad festum S. Martini in hyeme et ad Pentecosten, per æquales partes, de firma dictarum viij chopparum exeuntes per manus ejusdem magistri operis capellano ut præmittitur singulis diebus celebraturo reddent et persolvent imperpetuum;

Residue for use of works [*i.e.* Fabric Fund].

Residuum vero firmæ antedictæ, deductis sustentatione, et quinque marcis prædictis in commodum dicti operis imperpetuum convertentur.

Presentation of chaplain to be by me during life and then by Chapter.

Præsentatio siquidem hujusmodi capellani, dum præbendam tenuero antedictam, ad me pertineat; postmodum vero collatio ejusdem cantariæ, quotiens vacaverit, ad Capitulum pertineat antedictum.

Chaplain to celebrate daily immediately after mattins in choir and also do the the whole service for the dead, Placebo, Dirige, and Commendation of Souls, every day, except Principal Feasts and to be present at all procession vespers, mattins and masses on double feasts.

Et volo quod idem capellanus, quicunque pro tempore fuerit, statim post matutinas dictas in choro ecclesiæ ejusdem, ad altare dictæ præbendæ S. Petri celebret cotidie, nisi infirmitate vel alia causa rationabili eum contigerit impediri, et tunc per alium capellanum ydoneum faciat eisdem loco et tempore celebrari in modo suprascripto, ac plenum servitium pro mortuis, videlicet placebo, dirige et commendationem singulis dicat diebus, principalibus festis ejusdem ecclesiæ duntaxat exceptis; ac processionibus intersit in habitu necnon vesperis, matutinis et missis festorum duplicium ecclesiæ prælibatæ;

Super quorum observatione fideli in sua admissione jurare corporaliter teneatur.

In cujus rei testimonium sigillum meum præsentibus est appositum.

Dated Brantingham.

Datis apud Brantyngham, undecimo die mensis Maii A.D. millesimo ccc^{mo} septimo.

Hiis testibus Thoma le Hyrde, Willelmo de Barton, Johanne de Celar[io] Radulpho Rousyng, Willelmo de Tenelby, Roberto de Willardby, Johanne Pistore, Racero Laurence, Ricardo de Kyrkeby, Petro de Sutton, Elia scriptore, et aliis.

Acta in capitulo vj Kalendas Junii anno Domini m°ccc^mo septimo.

1307. 27 May. Chapter. Canon Henry of Carlton cited for misbehaviour with Avice his maid.

xxxviij. b. 3.—Magister Henricus de Carleton, concanonicus nostræ ecclesiæ, coram nobis super fornicatione cum Avicia quondam ancilla sua vocatus, comparuit personaliter sufficienter et legitime secundum formam vocationis sibi factæ, et a crimine prædicto asseruit se immunem, purgationemque suam offerens cum effectu;

Day fixed for purgation by 10 hands, viz., 7 priests and 3 deacons.

Nos vero præfiximus eidem diem Lunæ proxime sequentem ad purgandum se cum decima manu; videlicet, vij presbitorum, et trium diaconorum.

Appears with his compurgators: but as it was stated that he had been found guilty on the same charge at the Archbishop's late visitation, lest his jurisdiction should be interfered with the purgation postponed.

Quo die comparuit sufficienter et legitime cum compurgatoribus suis ad purgationem suam faciendam juxta formam sibi indictam offerens se paratum; set quia canonici tunc capitulum repræsentantes, pro eo quod ab aliquibus dictum fuit, quod dictus Magister Henricus pro eodem crimine inter comperta in visitatione venerabilis patris Domini W. Dei gratia Ebòracensis Archiepiscopi, Angliæ primatis, in capella Beatæ Mariæ nuper facta, ut verisimiliter creditur, erat compertus, ne dicto patri aliquod præjudicium fieret pro eodem, dictam purgationem usque in tempus magis congruum admittere distulerunt.

Præsentibus Magistro Willelmo de Yarewell, tunc Decano Beverlacensi, et Rogero Goldston tunc Ballivo Beverlacensi, et omnibus vicariis et clericis beneficiatis, et aliis omnibus tam presbiteris quam clericis ecclesiæ nostræ.

Procuratorium ad comparendum super compertis in visitatione.

1307. 1 June. Canon Walter of Gloucester to John of Risingdon.

clix. b. 2.—Universis pateat per præsentes, quod ego Walterus de Glovernia, canonicus ecclesiæ Beati Johannis Beverlacensis,

Proxy to appear for him at the judgment on findings at Archbishop's Visitation.

In omnibus causis negotiis, querelis, quæstionibus, articulis motis vel movendis coram Venerabili in Christo Patre, Domino Willelmo, Dei gratia [etc.] vel ejus Commissariis quibuscunque, super compertis in visitatione ejusdem patris nuper in Capitulo Beati Johannis Beverlacensis [facta] me, statum meum seu præbendam meam qualitercunque tangentibus, quibuscunque diebus et locis, quotiens me abesse vel adesse

contigerit, Dilectum mihi in Christo Dominum Johannem de Risindon, perpetuum vicarium ecclesiæ prædictæ, præsentium exhibitorem, meum facio ordino et constituo procuratorem Dans [etc. as on p. 172 *mutatis mutandis* down to præstandi] mandata seu decreta canonica et canonice injuncta super compertis ut præmittitur in visitatione dicti patris me, statum meum vel præbendam meam tangentibus audiendi et suscipiendi et alium procuratorem [as on p. 78 *mutatis mutandis*].

In cujus rei testimonium, quia sigillum meum pluribus est incognitum, sigillum Capituli [etc.] ad citationes et petitiones faciendas una cum sigillo meo per modum collationis apponi præsentibus procuravi.

Datis Beverlaci Kalendas Junii [etc.].

Citatio ex officio.

clix. b. 3.—Willelmus, permissione divina [etc.] Decano nostro Beverlacensi, Salutem, gratiam et benedictionem.

Referentibus accepimus fide dignis quod Magister Walterus de Glovernia, Willelmus de Lincoln, et Henricus de Carlton, canonici ecclesiæ Beati Johannis Beverlacensis, ac Willelmus de Haxby, jam defunctus, olim concanonicus eorundem, præpositura ejusdem ecclesiæ, per privationem Domini Aymonis de Carto, dudum Præposituram eandem tenentis vacante, bona omnia tunc in maneriis præposituræ ipsius inventa ad sustentationem Bedernæ Beverlacensis spectantia, auctoritate propria perfunctis.*

Littera Archiepiscopi procuratoria.

xxxix.—Willelmus permissione divina [etc.], Dilectis in Christo filiis Capitulo nostro Beverlacensi. 1307. 5 June. Archbishop to Chapter.

Dudum dilecto filio Ricardo de Insula Præcentori Ecclesiæ Beverlacensis volentes gratiam facere specialem, ut congruo et honesto studio per biennium continuum ab xj Kalendas Octobris, Anno gratiæ millesimo ccc^mo^ sexto posset licite commorari; dimisso procuratorio seu servitore idoneo, qui tam nobis quam vobis in singulis loco sui debite responderet, secum nos meminimus dispensasse. Some time since we granted Richard of Lisle, Precentor of Beverley, leave of absence for 2 years to attend some fitting and honourable school, leaving a proxy or servitor.

Cum itaque idem Precentor dilectum filium Dominum Johannem de Ancotes, procuratorem seu servitorem in præ- As he has deputed John of Amcotts to be such proxy and

* Here the document breaks off, the next fifteen leaves having disappeared, while the next document, on f. clxxv. belongs to the year 1309.

we find him fit, admit him as such or show reason to the contrary.

fata ecclesia, quem reputamus idoneum, loco sui deputaverit ad præmissa, Vobis mandamus quatinus eundem Dominum Johannem in hiis quæ ad officium Præcentoris in ipsa ecclesia pertinent, ipso absente, ut præmittitur, tanquam idoneum procuratorem servitorem seu vices ipsius gerentem debite admittatis, vel nobis causam rationabilem si quam habueritis rescribatis, quare id facere minime debeatis. Valete.

Dated at Otley.

Dato apud Otteleye Non. Junii, Pontificatus nostri anno secundo.

Nota.—Bona littera pro morte Regis.

1307. 6 Aug. Abp. to his official on death of Edward I.

xxxix. 2.—Willelmus permissione divina [etc.] dilecto filio Officiali nostro Eboracensi, Salutem, gratiam et benedictionem.

Death who has no reverence has taken from this light our dearest lord, Edward; and though we ought to congratulate him on being added to the citizens above, as he has had immense labour in the defence of this transitory kingdom, exposed to a thousand deaths, yet deprived of his protection we cannot but grieve for his loss not only to England but the world;

Mors absque differentia, omni postposita reverentia, in omnes homines sæviens, dominum nostrum carissimum, Dominum Edwardum, illustrem regem Angliæ ab hac luce subtraxit; Quem etsi credimus supernis civibus aggregatum, eaque consideratione habita, ei, omni luctu deposito, congratulari merito debeamus; quippe qui ab hoc regno transitorio pro cujus regimine ingentes ab adolescentia labores sustinuit et erumpnas, pro cujuscunque defensione in hac vita positus, sese mille mortibus exposuit, ad cœleste solium migraverit feliciter et perhenniter regnaturus; quia tamen amodo in hac vita sumus ejus corporali præsentia et protectione tutissima carituri non poterimus non dolere, quin immo interiora nostra doloris gladius pertransivit, nimirum non solum dampnum Angliæ, verum totius orbis plangimur importabile detrimentum; quum, ut brevi stilo amplissimam profundi luctus materiam perstringamus, Edwardo moriente marcuit et aruit flos militiæ singularis; quia immo, prout dolor, occubuit gloria terrestrium principatuum et regnorum; in eo namque florebat, at etiam imminebat,* quicquid honestatis, bonitatis, et probitatis posset in principe seculari specialiter designari.

as in a word with Edward dead, the flower of knighthood has withered and the glory of principalities and kingdoms fallen.

Non miretur itaque aliquis quod propter jacturam tantam totius mundi voces lugubres depromamus,

As it is a holy thought to pray for the dead; to show some gratitude we order that in

Cum igitur sancta sit et salubris cogitatio pro defunctis orare, merito debemus tantum principem orationum et aliorum beneficiorum suffragiis prosequi, ut, ei mortuo, videamur

* A scribe's mistake apparently for eminebat.

aliquam saltem vicem gratitudinis impendisse, Volumus itaque et mandamus quatinus in singulis nostræ provinciæ ecclesiis cathedralibus collegiatis parochialibus et aliis piis locis, quibus divina officia celebrantur, aliquibus ad hoc aptis diebus citra festum Beati Michaelis proximum futurum, exequiæ dicti Regis cum missa et alio officio consueto solempniter celebrentur; quodque deinceps in orationibus et aliis bonis operibus singuli clerici et layci eum habeant specialiter commendatum.

every cathedral, college, and parish church, and other pious places in our province exequie and mass for him be solemnly celebrated before Michaelmas, and in all prayers an other good works clerks and laymen specially commend him.

Nos vero de Dei omnipotentis misericordia, gloriosæ virginis, matris suæ, beatorum apostolorum Petri et Pauli, necnon sanctissimi confessoris Willelmi, omniumque sanctorum meritis confidentes, omnibus parochianis nostris et aliis, quorum diocesani hanc nostram indulgentiam ratam habuerint, de peccatis suis vere contritis et pœnitentibus et confessis, qui pro anima dicti Domini Regis devote oraverint saltem orationem dominicam cum salutatione beatæ virginis pia mente dicentes, quadraginta dies de injuncta sibi pœnitentia, Deo propitio, misericorditer relaxamus.

40 days' Indulgence for all wh say at least a Lord's Prayer an Salutation of th Blessed Virgin for him.

Quocirca vobis committimus et mandamus quatinus præmissa sine moræ dispendio faciatis per totam nostram provinciam supplicari, ac executioni debite demandari. Valete.

Datis apud Lenton vj die Augusti, anno graciæ millesimo ccc^mo^ septimo, et Pontificatus nostri secundo.

Dated at Lento Notts.

Admissio Johannis de Swyna.

xl.—ij Kalendas Novembris, Anno Domini millesimo ccc^mo^ septimo

1307.
31 Oct.

Comparuit coram nobis Johanne de Risindon, Auditore causarum Capituli Beati Johannis Beverlacensis, Reverendus et discretus vir Magister Johannes de Nassington, hujus ecclesiæ canonicus, asserens Dominum Bernardum de Kyrkeby, capellanum capellæ Domini Edwardi Dei gratia Regis Angliæ illustrissimi, quondam vicarium suum, vicariam suam per litteras suas resignasse, et ipsas litteras penes se habere;

Before John of Risindon, assessor.

John of Nassing ton on resigna tion of Bernard of Kirkby, chap lain of King Edward's chantry,

Præsentavitque ad ipsam vicariam Dominum Johannem de Swyna, presbiterum, de cujus moribus et scientia cum nobis ad plenum constiterit cumque in ipsa ecclesia in ministerio clerici et sacerdotis diutius extiterat conversatus, cumque ad omnes ordines ad præsentationem ipsius Ca. ituli

presents John o Swine to vicar choralship of hi prebend,

who is admitted after being duly sworn by Robert of Sigglesthorn and John of Rolleston, and stall in choir, and place in refectory and dormitory assigned to him.

fuerat ordinatus, ipsum Johannem ad vicariam prædictam nomine Capituli admisimus et instituimus in eadem; eique, consueto præstito juramento, per Dominos Robertum de Siggelesthorn et Johannem de Roldeston vicarios, stallum in choro, loca in refectorio et dormitorio, quantum ad nos attinet, fecimus assignari.

6 Vicars present.

Præsentibus tunc in Capitulo Dominis Alano de Humbelton, Hugone de Otringham, Roberto de Siggelesthorn, Thoma de Graingham, Johanne de Roldeston et Willelmo de Normanton, vicariis, ad præmissa; de eorum consensu unanimi facta specialiter convocatione qui omnes de honesta conversatione dicti Domini Johannis de Swyna a tempore ordinis presbiteratus suscepti, quatenus ad eorum notitiam pervenerat, testimonium perhibebant; qui dictus magister Johannes nullo modo dictum Johannem ad ipsam vicariam voluit præsentare antequam a vicariis prædictis an dictus Dominus Johannes esset idoneus, et an esset bonæ conversationis, et an illis placeret persona sua, diligentius inquisisset.

Presentation made after inquiry whether fit, of good behaviour, and acceptable to other vicars choral.

Statutum de clericis chori ordinandis.

1307. 13 Dec. In Chapter ancient custom as to ordination of clerics of the church recited: viz., clerk to serve choir a year before he could be ordained Subdeacon, Deacon, and Priest respectively.

xl. 3.—Die Sanctæ Luciæ Virginis, anno Domini millesimo ccc^mo^ septimo, præsentibus in Capitulo Magistris Johanne de Nassington, Henrico de Carlton et Domino Johanne de Dinington, canonicis, recitatum fuit quod consuetudo de clericis chori ordinandis quæ consuevit in hac ecclesia ab olim coanservari, videlicet, quod clericus deserviens in choro ad minus deserviet per annum antequam ordinetur in subdiaconum; et postquam ordinetur in subdiaconum stet in illo gradu per annum antequam ordinetur in diaconum; et sic in ordine diaconatus stet per annum antequam in presbiterum ordinetur;

The Assessor and Succentor to see the custom observed.

Quo statuto recitato Injunctum fuit Auditori tunc præsenti et Succentori, quod dictum statutum seu consuetudo inviolabiliter observetur, et quod nullos præsentent ad ordines prælibatos nisi tempus compleverint memoratum.

Procuratorium procuratoris Petri Aymerici.

1307/8. 3 Jan.

xlv. b. 2.—Pateat universis per præsentes quod ego Petrus Aymerici, Canonicus ecclesiæ Beati Johannis Beverlacensis,

Eboracensis dyocœseos, facio et constituo procuratorem meum Rogerum Peperwyt, exhibitorem præsentium, ad colligendum, percipiendum et levandum fructus, redditus et proventus, vendendum et alias distrahendum, et ad firmam seu assensam tradendum, et aliter de eisdem, prout sibi videbitur, disponendum: ita tamen quod juste et licite fiat quod in præmissis fieri contigerit per eundem:

Canon Peter Aymerici to Roger Peperwit, clerk.

Power of attorney for receipt of income of prebend; with powers of leasing, management getting in debts, &c.

Necnon et ad custodiendum domos, terras et alia bona, mobilia et immobilia, ad dictam præbendam pertinentia quoquo modo; item ad petendum, exigendum et recipiendum omnia et singula debita et alia bona quæcumque, ratione dictæ præbendæ, vel ex quacumque alia causa mihi debentur, et debitoribus quibuscumque seu a quibuscumque detentatoribus detinentur, et litteras solutionis et acquietationis meo nomine concedendum, et omnia et singula faciendum in præmissis, et ea tangentibus, quæ ego facere possem si personaliter interessem.

Ratum et actum habiturus quicquid per dictum procuratorem factum fuerit in præmissis.

In cujus rei testimonium sigillum meum est appensum.

Datis Cantuariæ iij° die Januarii A.D. m°ccc^mo septimo.

Dated at Canterbury.

Admissio Domini Willelmi de Estdene in Canonicum et in fratrem.

xlj.—Acta in Capitulo iiij Kalendas Martii anno Domini millesimo ccc^mo septimo secundum cursum et computationem ecclesiæ Anglicanæ.

1307/8. 27 Feb. Chapter.

Johannes de Diniugton, clericus, procurator Reverendi viri Domiñi Willelmi de Estdene præsentavit nobis litteras venerabilis patris, Domini Willelmi, Dei gratia [etc.], quæ sic incipiunt.

Admission of William of Estdene as Canon and brother without prebend in person of his proxy John of Dinington.

Willelmus permissione divina [etc.] provisor seu executor ad infrascripta a sede apostolica delegatus, Dilectis filiis Capitulo et singulis canonicis ecclesiæ nostræ Beverlacensis, etc., prout inferius continetur.

On mandate of Archbishop in execution of Letter of Provision by Pope.

Quibus coram nobis lectis idem procurator quamdam litteram collationis prædicto domino suo factæ de canonicatu et præbenda in nostra ecclesia Beverlacensi quæ sic incipit.

W. permissione divina [etc.] provisor [etc. as above]. Dilecto filio Domino Willelmo de Estdene, clerico nostro,

canonico ecclesiæ nostræ Beverlacensis etc. ut inferius exprimitur.

Letters read and consideration postponed to next day.

Qua littera lecta et plenius intellecta, dictus procurator ad declarandum potestatem suam quoddam certificatorium exhibuit, sigillo dicti Domini Willelmi consignatum, una cum minore sigillo dicti Patris per modum collationis posito: Quo lecto et intellecto super præmissis omnibus duximus deliberandum usque ad diem proximum sequentem; quem diem dicto Domino Willelmo in persona procuratoris sui prædicti assignavimus, ad faciendum in præmissis, quod juris fuerit et rationis.

27 Feb.

Quo die dictus procurator personaliter comparuit, petens juxta formam litterarum prædictarum Domino suo prædicto stallum in choro et locum in Capitulo assignari, una cum præbenda nulli alii de jure debita, si vacaret.

No prebend being vacant, stall in choir and place in chapter were assigned him with promise of the next prebend falling vacant and not due to anyone else.

Nos vero dictum Dominum Willelmum in persona procuratoris sui prædicti, protestando, quod si qua præbenda nunc vacaret, nulli alii de jure debita, eandem eidem Domino Willelmo assignaremus juxta formam litterarum prædictarum, sed quia nulla præbenda, quantum scivimus, in nostra ecclesia tunc vacavit, dictum Dominum Willelmum, juxta formam, vim et effectum litterarum dicti Patris admisimus in canonicum et in fratrem, eidem juxta consuetudinem ecclesiæ nostræ stallum in choro in persona procuratoris sui prædicti, et locum in capitulo assignantes.

Copy in Chamberlain's chest on west side.

Copia vero litterarum prædictarum tam provisorii et executorii quam collationis et procuratorii est in cista Camerarii, in parte occidentali ipsius cistæ.

Certificatorium litteræ Provisoriæ et executoriæ.

$130\frac{7}{8}$.

29 Feb.

Certificate of compliance with Archbishop's mandate.

Venerabili in Christo Patri, Domino Willelmo, Dei gratia [etc.], provisori et executori a sede apostolica ad infrascripta deputato, suum humile et devotum Capitulum [etc.].

Mandatum vestrum die Lunæ proxima post festum Sancti Matthæi Apostoli recepimus, tenorem continens infrascriptum Willelmus, permissione divina [etc.] provisor [etc.]. Dilectis filiis Capitulo et singulis canonicis ecclesiæ nostræ Beverlacensis etc., prout in copia ipsius plenius continetur;

Hujusmodi igitur auctoritate mandati juxta vim, formam et

effectum ipsius, supradictum Dominum Willelmum de Estdene, in persona Johannis de Dinnington, procuratoris sui, die Martis proxima post festum Sancti Matthæi Apostoli admisimus in canonicum et in fratrem, [etc. as above] assignavimus, sub expectatione præbendæ nulli alii de jure debitæ in eadem ecclesia vacaturæ.

Et sic mandatum vestrum, quatenus potuimus, sumus per omnia executi.

In cujus rei testimonium sigillum nostrum præsentibus est appensum. Valeat vestra paternitas reverenda per tempora feliciter successiva.

Datis Beverlaci, pridie Kalendas Martii, A.D. millesimo ccc^mo^ septimo.

Redditus possessiones et travæ spectantes ad præbendam altaris Sancti Martini

xlj. b.—In ecclesia Beverlacensi ab ipso præbendario percipiendi de personis et locis infrascriptis. 1307[?]. Rental of Prebend of St. Martin's altar.

Extenta firmarum de Molscroft et Etton. Farms in Molescroft and Etton.

In primis,de Juliana, relicta	xij^d^	
De Johanne filio Galfridi, filii Henrici, pro j tofto, per annum	ij^s^	A toft.
De ij bovatis terræ de dominico cum pertinentiis	xx^s^ iiij^d^	2 Oxgangs of Demesne land.
De Johanne de Saynton pro j tofto, per annum .	ij^s^ vj^d^	
et pro ij bovatis terræ de dominico, cum pertinentiis	xx^s^ iiij^d^	
De Johanne de Molscroft pro tofto suo et ij bovatis terræ de dominico, cum pertinentiis . .	xx^s^ iiij^d^	
De Willelmo de Hundeslay . . .	iij^s^ iiij^d^	
De Galfrido de Hundeslay . . .	vij^s^ iiij^d^	
De Willelmo, fratre suo . . .	iiij^s^	
De Galfrido, filio Thomæ in festo Pentecostes . .	v^d^	
et in festo Sancti Martini	xij^d^	
et ad Nativitatem	iiij^d^	
De Ada, fratre suo, ad Pentecosten . . .	vj^d^	
et in festo Sancti Martini	xv^d^	
et ad Natale	iiij^d^	
De Ricardo filio Helewysæ . . .	iiij^s^	
De Rogero Albo	xij^d^	
et pro tofto dominico	vj^s^	Toft in Demesne

The Commune of Molescroft for the road towards the Marsh near the Riding.

et de communitate de Molscroft, pro via versus Marayse cum * juxta Le Riding, in festo Pentecostes xvj^{d}

Peter's pence.

Item de singulis prædictis in festo Sancti Martini j^{d} Beati Petri . . . . . j^{d}

For pasture of Ryding.

Item de H. de Levenyg, Thoma Hotham, Johanne de Molscroft, et de G. filio Thomæ in festo Ascensionis Domini, et ad Vincula, pro pastura de Ryding . xxxij^{s}

For Marsh.

Item de Johanne de Molscrofft pro marisco in festo ad vincula . . . . . x^{s}

Summa vj^{li} xiij^{s} x^{d}

Etton.

In primis, de Ivone de Cornwalays per annum . viij^{s}
De Roberto de Scoter . . . . . vj^{s} j^{d}
De Willelmo de Lunde de ij bovatis terræ de dominico xx^{s}
De Waltero fratre suo pro ij bovatis terræ . . xx^{s}
De Ada de Frydaythorpe, et de Ricardo de Briniston pro tofto dominico . . . . . x^{s}

Summa iiij^{li} iiij^{s} j^{d}

Thraves.

xlj. b.—Travæ percipiendæ in locis infrascriptis venditæ aliunde prout patet infra.

Etton xl^{s}. Guthmundham xxx^{s}. Lonnesburg lx^{s}. Estthorp xxx^{s}. Dobthorp xxx^{s}. Kybellingcotes j^{s}. Brunby xl^{s}. Thorp in Scacc[ario] xxxiiij^{s}. Witthon lxvj^{s} viij^{d}. Greghes xx^{s}. Schopton lv^{s}. Everingham xl^{s}. Hereswell v^{s}. Holm in Spaldingmore xl^{s}. Keanigwich xiij^{s} iiij^{d}. Medietas de Doubwych xvj^{s}.

ij travæ ad carucatam.

Seton xxiiij^{s}. Hathom xij^{s}. Dripthorp x^{s}. Herlethorp x^{s}. Ellerton xxiiij^{s}. Achtton xij^{s}.

Summa xxviij^{li} vij^{s}.

Pensiones.

Pensions, *i.e.*, yearly payments.

Bridelington xxxiij^{s} iiij^{d}. Skreingham vj^{s} viij^{d}. Langeton ij^{s}. Norton ij^{s}. Hwarrum ij^{s}. Skerkenbeks ij^{s}. Derkethorp ij^{s}.

Summa pensionum l^{s}

* So I read it. I do not understand it. Perhaps ea is omitted by mistake.

Spectant etiam ad eandem præbendam decimæ croftorum de Beverlaco, summa ejusdem . . v^li^ — Tithes of crofts in Beverley.

Decimæ quadragesimales eorumdem . . . xx^li^ — Lent tithes.

Corrodium Bedernæ, cum perquisitis summa . xiij^li^ — Bedern "Corrody."

Summa xxxviij^li^

Summa summarum, præter communam ecclesiæ, quæ in oblationibus consistit et residentibus tantummodo attribuitur, iiij^xx^. — Total value (besides share of oblations, if resident) £80 a year.

xlj. b. 3.—Summons for convocation of Canons [as on p. 67] on Thursday after feast of S. Thomas the Martyr, addressed to John of Dinington. — 1308. 18 June.

xlij.—Proxy to Robert of Pykering by William of Sothill, dated at York. — 9 July.

Littera privata.

xliiij. b. 2.—Willelmus, permissione divina [etc.]. Dilectis filiis Capitulo [etc.]. — 1308. 7 July. Abp. Wm. Greenfield to Chapter.

Cum quidam ad ecclesiam nostram Beverlacensem pro immunitate habenda confugerit, vos per seneschallum vestrum, ut accepimus, quædam circa fugitivum ipsum in nostri præjudicium nitimini attemptare. — A certain person fled to Beverley for sanctuary, and you, we hear attempt something about him to our prejudice.

Quocirca vobis et vestrum singulis sub omni pœna canonica firmiter inhibemus; ne id per vos, seu quemlibet alium, quomodolibet facere præsumatis; quod si secus feceritis, contra vos et vestrum quemlibet prout justum fuerit procedemus. Valete. — Stop it or expect further proceedings.

Datis apud castrum de Mulgrave, Nonis Julii Pontificatus nostri anno tertio. — Dated Mulgrave Castle.

Littera privata.

xliij. b. 3.—Guillermus de Prato, canonicus Connensis, collector primorum fructuum in partibus Anglicanis infra triennium vacantium a sede apostolica deputatus, venerabili Capitulo: [etc.] Salutem in omnium Salvatore. — Undated. Wm. de Prato, Canon of Coni [Collector of First Fruits for the Apostolic See to Chapter.

Quia in Præpositura Beverlacensi ad distributiones factas in victualibus, ut audivimus, sufficientia non existunt nec nos de amotis et dimissis in eadem per ministros ultimi — As in the Provostry there is, we are told, not enough for distribution of victuals, and

have not in spite of demand informed us what was removed by the officers of the late Provost,

Præpositi ejusdem, contra quos executionem debitam faciendam vobis demandavimus, nos certificare [h]actenus non curavistis, unde certam providentiam facere nec scimus, nec ab aliis possimus super hiis informari.

We ask you to receive the accustomed sums for such distributions during the time of this Pope for us.

Quocirca vos requirimus et rogamus, quatenus pro hujusmodi distributionibus summas solitas in pecunia numerata, absque præjudicio aliquali, pro tempore Domini nostri summi Pontificis velitis recipere pro vobis, et alios, quos potueritis, ad id inducere, ob reverentiam sedis apostolicæ supradictæ: vobis nichilominus firmiter injungentes, quatinus mandatum alias vobis directum de bonis et rebus, quæ in dicta Præpositura secundum ordinationem inde factam debent remanere, plenarie exequeritis, nos de contentis in mandato eodem infra octo dies reddatis certiores, et quid duxeritis faciendum in præmissis aliis per præsentium portatorem nobis rescribatis. Valete. Diu et semper benedictionem.

Littera dedicatoria Magni altaris.

1308. 21 June. Abp. W. Greenfield to all sons of holy mother church.

xlv. b. 2.—Universis sanctæ matris ecclesiæ filiis ad quorum notitiam pervenerit hæc scriptura, Willelmus, permissione divina [etc.], Salutem in sinceris amplexibus Domini Jesu Christi.

The dedication of churches and altars established at first by God, so is of profit for the salvation of the faithful, in that appeasing the King of Heaven by mystic gifts, forgiveness of sins is more easily obtained.

Ecclesiarum et altarium dedicatio a Deo primitus stabilita, eo Christi fidelibus magis proficit ad salutem, quo in ipsis Rege cœlorum per mystica munera complacato, peccatorum remedia facilius impetrantur.

Wishing therefore to incite the faithful to works of charity by indulgences,

Cupientes igitur per allectiva indulgentiarum munera mentes fidelium ad caritativæ devotionis opera, quantum cum Deo possimus, propensius excitare: de ejusdem Dei omnipotentis misericordia et gloriosæ Virginis matris suæ, beatorum Apostolorum Petri et Pauli, necnon Sanctissimi confessoris Willelmi omniumque sanctorum meritis confidentes, omnibus parochianis nostris, et aliis quorum diocesani hanc nostram indulgentiam ratam habuerint, de peccatis suis vere confessis et contritis, qui ad majorem ecclesiam Beverlaci nostræ diocœsis in honore S. Johannis Evangelistæ constructam, causa orandi devote accesserint, et magni altaris, quod in honore Beati Johannis Archiepiscopi dedicavimus in eadem, de bonis suis sibi a Deo collatis in sustentatione

for those who go to the great church of Beverley dedicated to S. John Evangelist and high altar which we have dedicated to S. John, archbishop, and con-

luminarium ornamentorum, vel alias qualitercunque pie honoraverint, ac etiam ad celeberiorem statum capsulæ, quæ reliquias Beatissimi confessoris Johannis in ipsa ecclesia habet venerabiliter reconditas, et ad fabricam prædictæ ecclesiæ Beverlacensis manus porrexerint adjutrices, et pro animabus omnium fidelium defunctorum ac pro statu et tranquillate regni Angliæ orationem dominicam cum salutatione Beatæ Virginis dixerint pura mente, quadraginta dies de injuncta sibi pœnitentia Deo propitio misericorditer relaxamus.

tribute to the lights; the adornment of the shrine, whi holds S. John's relics, and the fabric,

40 days, indulgence.

Indulgentias a venerabilibus patribus co-episcopis nostris regni Angliæ ad id concessas et inposterum concedendas ratas habentes pariter et acceptas.

In cujus rei testimonium sigillum præsentibus est appensum.

Datis apud Mapelton xj Kalendas Julii anno gratiæ m°ccc° octavo; et Pontificatus nostri sexto.

Dated Mapplet

Quæ littera est in quadam pixide inter cartas de Foston et Hothum.

This is in box with deeds of Foston and Hotham.

Acta in Convocatione

x. 3.—Celebrata die Jovis proxima post diem translationis Sancti Thomæ Martyris A.D. m° ccc° viij°.

1308. 11 July.

Præsentibus Magistris Waltero de Glovernia, Roberto de Pykering, Willelmo de Lincoln, Henrico de Carlton, Johanne de Nassington, et Domino Johanne de Dyningtон, Canonicis, Domino Willelmo de Sothill per Magistrum Robertum prædictum, procuratorem suum competentem, Magistro Petro Emericy extra regnum existente.

Convocation 6 present in person, 1 by proxy. Peter Emericy abroad.

Secuntur (sic) diffinitiones articulorum.

De Mortuariis

x. b.; xlij.—xliij.—Cum secundum ordinationem residentiæ per Venerabilem patrem Dominum W. Dei gratia, Eboracensis Archiepiscopi, Angliæ primatis, nuper factæ. omnia emolumenta ad istam ecclesiam spectantia quomodolibet obvenientia seu provenientia ad residentes debeant pertinere; ac inter Dominum Thomam de Graynghам, procuratorem Magistri Roberti de Pykering, et Camerarium hujus Capituli super mortuariis esset dissentio aliqualis; dicto Domino Thoma partem contingentem Dominum suum de dictis mortuariis

Thomas of Graynghам, proxy of Pickering having claimed his principal's share in mortuaries, it is decided that mortuaries like all other emoluments belong to Canons Residentiary only, according to Abp. W. Giffard's ordinance.

petente; Condictum fuit et ordinatum, Quod pecunia proveniens de mortuariis ad residentes totaliter pertinebit, sicut alia emolumenta.

De Talo.

Every Canon to use his own tally.

Quilibet Canonicus absens et præsens utatur talo suo.

De matutinis.

At matins or feasts of 9 lessons from Trinity to Purification of B. V. M. the use of York and the other collegiate churches to be observed.

Item ordinatum fuit, de matutinis dicendis in festis ix lectionum a festo Sanctæ Trinitatis usque ad festum Nativitatis Beatæ Virginis; quod in ista ecclesia observetur usus et consuetudo Eboracensis ecclesiæ et aliarum Ecclesiarum collegiatarum.

De ingressu chori.

No Canon, Vicar, or clerk to enter choir after certain stages of services; penalty 1d. to fabric.

Item ordinatum fuit, quod nullus Canonicus, Vicarius vel alius clericus ingrediatur chorum, ad matutinas post Gloria invitatorii: ad vesperas et alias horas post Gloria Patri primi psalmi. Et si aliquis ingrediatur contra ordinationem prædictam solvat j^{d} fabricæ ecclesiæ.

De pulsatione præsentibus Canonicis.

As at York, when a Canons wish to attend matins or vespers, 5th peal not to stop till they have come in.

Item ordinatum fuit, quod quando Canonici fuerint præsentes, et voluerint matutinis vel vesperis interesse, a quinta pulsatione non cessetur, donec omnes Canonici qui, ut præmittitur, voluerint interesse, intraverint chorum, juxta consuetudinem Beati Petri Eboracensis.

De statione in choro.

No one in lay dress to stand in stall amongst those wearing regular habit.

Item quod nullus in seculari habitu stet in stallo inter portantes habitum regularem.

De solutione x^{es} pro communa.

Tenths or fifteenths to be levied on the gross corrody of each prebend.

Item quando contingit decimam vel quindecimam vel aliam solutionem pro communa quæ in victualibus consistit solvi vel levari, ordinatum est quod quilibet Canonicus solvat pro corrodio suo præbendæ suæ redintegrato.

De concessione decimæ de præbendis.

A tenth to be *paid from* each

Item pro procurationibus, legato sedis apostolicæ vel

nuntio ejusdem sedis, seu cardinali, quando hujusmodi procurationes solvi contigerit, et pro sumptibus circa negotia ecclesiæ ponendis, stipendiis auditoris et procuratoris in Romana curia, et attornati Capituli in utroque Banco, et aliis oneribus hujus ecclesiæ quibuscumque ipsum Capitulum conjunctim tangentibus subportandis, supradicti Canonici decimam de præbendis suis anno futuro solvendam unanimiter concesserunt.

prebend for meeting legatine procurations and common expenses such as wages of the auditor and proctor at Rome, attorneys in either Bench, and other common burdens.

De canonico absente pro negotio ecclesiæ.

Item ordinatum est, quod quandocunque Canonicus pro negotiis ecclesiæ absens fuerit sumptibus suis, residens censeatur.

Canon absent on business of the Church to be counted resident.

De terra de Cotingham.

Item, de terra de Cotingham condictum est quod breve Regis impetretur ad dictam terram recuperandam.

A royal writ to be obtained for the recovery of land at Cottingham.

De Succentore præficiendo.

Item, quadam consuetudine recitata de Succentore præficiendo, Præcentore hujus ecclesiæ absente, quæ consuevit in hac ecclesia retroactis temporibus observari, de unanimi consensu, Canonici supradicti Dominum Johannem de Rolleston ad officium succentoris ad præsentationem procuratoris dicti Præcentoris præsentatum actualiter ammoverunt, et Dominum Hugonem de Otringham eidem officio præfecerunt.

An old custom as to the appointment of Succentor in the absence of the Precentor being read, the Chapter removed John of Rolleston, who had been presented to the Succentorship by the Precentor's proxy, and appointed Hugh of Ottringham.

De clericis chori ordinandis.

Item ordinatum est, quod clerici chori stent in gradu suo per annum antequam ordinentur ad subdiaconos ; et, in gradu subdiaconi per annum, et in gradu diaconi per annum antequam in presbyterum ordinentur, sicut de antiqua consuetudine hujus ecclesiæ extitit observatum ; et quod, in admissione sua jurent observare consuetudinem memoratam.

Clerks of the choir to be such a year before being ordained subdeacons : and a year as subdeacons and a year as deacons, before being ordained priests, according to ancient custom.

De Domino Marmaduco.

Item, de jurisdictione tenentium Domini Marmaduci in Octunholm ordinatum est quod mittatur littera allectiva dicto Domino Marmaduco, quodsi ei non paruerit, est contra eum per viam justitiæ exequendum.

A Chapter letter to be sent to Sir Marmaduke as to jurisdiction over his tenants in Octonholme.

De compoto Preposituræ.

A writ for accounts to be obtained against John of York, as regards his administration of the Provostry after the deprivation of Hamo de Carto.

Item, impetretur breve de compoto reddendo contra Johannem de Eboraco, clericum, de administratione facta in bonis preposituræ Beverlacensis vacantis per privationem Domini Aymonis de Carto.

De factis unius Canonici vel duorum.

Acts of one or two Canons to be deemed acts of Chapter, especially in corrections of Canon, Vicars, &c., in choir: and as to admissions to offices. But collations of chantries, sales, of movables or immovables, changes of officers, and the like, should be deferred till 3 or 4 or more can be present, especially in cases likely to prejudice the Chapter.

Item de hiis quæ fiunt in Capitulo per unum canonicum vel duo, an debeant censeri facta capituli, vel singularum personarum, condictum est et consensum quod debent censeri facta Capituli, ut, in correctionibus excessuum unius Canonici, præsente alio qui corrigere possit, et excessuum et defectuum vicariorum et aliorum clericorum ecclesiæ, et defectuum præcipue, qui fiunt in choro. Item, de Præposito et canonicis et ministris de novo admittendis* . . . . Sed in collationibus cantariarum et alienationibus rerum mobilium vel (xxi) immobilium ad ecclesiam istam seu præposituram ejusdem spectantium, seu mutationibus officiatorum ecclesiæ, et aliis quæ deliberationem requirunt pleniorem, expectandi sunt Canonici tres vel plures vel quatuor, et maxime in hiis quæ sine præjudicio Capituli fieri nequeunt, vel ubi timetur præjudicium vel periculum aliqualiter posse Capitulo imminere.

De emolumento corrodiorum.

When a minister's stipend is sequestrated, if for a fault it goes to the Chapter, if by death or resignation to the Provost.

Item, de emolumento corrodiorum ministrorum sequestratorum, quod sibi appropriat Præpositus etc. distinctum est: si corrodium vacet per mortem vel cessionem cedat Præposito; si propter defectum sequestretur, cedat Capitulo.

As to King Edward I.'s chantry this article to be explained to the King.

Item, de cantaria quam inclitæ recordationis Dominus Edwardus etc., ordinatum est quod exponatur dictus articulus Domino Regi.

The Archbishop's fee for dedication of the high altar to be raised by a tenth on the prebends.

Item, consensum fuit quod procuratio solvenda Domino Archiepiscopo pro dedicatione magni altaris solvatur de decima levanda de præbendis.

De reparatione Scolarum.

The (Grammar) School is to be kept in repair by the School-.

Item, de reparatione scolarum, quando indigent reparatione, ordinatum est quod Magister Scolarum qui pro

* A line carefully erased.

tempore fuerit, ipsas reparare teneatur tam in tecto quam in parietibus; et quod Magister Operis teneatur de nova ædificatione quando contingit ipsas scolas in totum dirui quovis modo.

master; but if rebuilding is needed, it is the duty of the Master of the Works.

De oblationibus.

Item, consensum fuit et condictum, quod Rector ecclesiæ Sancti Nicholai non percipiet aliquas oblationes in capella Beatæ Mariæ pro parochianis suis in Norwode provenientes, sed colligantur hujusmodi oblationes ad communam Canonicorum, sicut aliæ oblationes in eadem ecclesia obvenientes.

The rector of St. Nicholas shall not have the oblations in the Lady Chapel from his parishioners in Norwood, but they belong to the Chapter like other oblations there.

De denariis Vicariorum.

Item consensum fuit unanimi consensu, quod Vicarii ad magnum altare celebrantes pro proveragio, in solatium laboris sui duos denarios de cetero singulis diebus percipiant, sicut ipsi et prædecessores sui de consuetudine hujus ecclesiæ antiquissima percipere consueverunt.

Vicars celebrating at high altar to have 2d. a day, according to very ancient custom.

* Si tantum offerri contigerit tempore unius horæ ante missam, et tempore missæ, et proxima hora sequente.

De articulis tangendis Archiepiscopo.

Item, pro quibusdam articulis, ut patet, de libertate hujus ecclesiæ, de primaria cognitione causarum Canonicorum, Vicariorum, et aliorum ministrorum hujus ecclesiæ, et de dispensatione facienda super absentia ministrorum hujus ecclesiæ, item de travis de Cotyngham, item, qualiter Ballivus Domini Archiepiscopi officium Ballivi et Coronatoris in ecclesia nostra nititur exercere, et de aliis attemptatis per ipsum Ballivum contra statuta, jura, et libertates hujus ecclesiæ, necnon et canonicorum et aliorum ministrorum hujus ecclesiæ, Domino Archiepiscopo exponendis missi fuerunt Magistri Robertus de Pykering et Johannes de Nassington, canonici, ad dictum Archiepiscopum cum littera credentiæ infrascripta.

Canons Pickering and Nassington sent to the Archbishop to discuss questions as to jurisdiction and property, especially as to the Bailiff's exercise of his office of Bailiff and Coroner.

Littera credentiæ.

Reverendo in Christo Patri et Domino suo, Domino Willelmo [etc.], sui humiles et devoti filii Capitulum [etc.].

Letter of credence sent with them. 16 July 1308.

* This passage is interlined in a later (fifteenth century) hand.

Super hiis, quæ in litteris vestris nobis missis nuperrime continentur, et super aliis articulis statum nostrum tangentibus, ex parte nostra vestræ paternitati exponendis, dilectos nobis in Christo Robertum de Pykering et Johannem de Nassington, concanicos et confratres nostros, vestræ paternitati reverentissimæ destinamus, quibus vestra sancta paternitas quæsumus adhibere dignetur in omnibus plenam fidem.

Valeat vestra paternitas reverenda per tempora feliciter successiva.

Datis Beverlaci xvii Kalendas Augusti: anno gratiæ m°ccc° octavo.

Responsio ad articulos Domino Archiepiscopo expositos patebit inferius.

Nassington sent to William de Prato to settle questions as to goods to be left Provostry on vacancy.

Pro certificatorio faciendo Magistro Guillermo de Prato de bonis quæ debent remanere in Præpositura Beverlacensi, cedente vel decedente Præposito ejusdem, et super aliis negotiis ipsam ecclesiam tangentibus eidem Guillermo exponendis missus fuit Magister Johannes de Nassington ad ipsum cum litera credentiæ infrascriptæ.

Littera credentiæ.

Letter of credence with him. 16 July 1308

Venerabili viro Magistro Guillermo de Prato etc. Capitulum [etc.], Salutem, reverentiam et honorem.

Super hiis quæ in literis vestris nobis missis nuperrime continentur, et super quibusdam aliis negotiis nos ecclesiamque nostram tangentibus vobis exponendis dilectum nobis in Christo Magistrum Johannem de Nassington, concanonicum et confratrem nostrum vestræ discretioni destinamus cui si placet in hiis quæ vobis ex parte nostra dixerit adhibere dignemini plenam fidem. Feliciter valeatis in filio virginis gloriosæ.

Datis Beverlaci xvii Kalendas Augusti, A.D. m°ccc° octavo.

Responsum dicti Willelmi [sic] ad sibi exposita inferius patebit.

Compotus Magistri operis.

*De compoto Domini A. de Humbleton.**

Accounts for 8 years of Alan de Humbleton, Master of the Works, as well

xliij.; xi. b.—Memorandum, quod die dominica post diem translationis Sancti Thomæ martyris, anno supradicto,

* The second title is that given on f. ii, the first that given on f. xliij.

Dominus Alanus de Humbleton, custos operis ecclesiæ Beati Johannis reddidit compotum suum de viij annis tunc lapsis tam de opere quam de feretro coram Magistris Johanne de Nassington, Henrico de Carlton, J. de Risindon, auditoribus per Capitulum deputatis. for the fabric as the shrine, taken.

Quo audito, remanent in manibus dicti Domini A. de feretro xxi^{li} xiiij^{s} x^{d}; omnia quæ ponuntur in opere ecclesiæ; de opere vero ecclesiæ expensæ excedunt receptam in ix^{li} iij^{s} vi^{d} prout patet in rotulo compoti sui. In hand £21 14s. 10d. all spent on the works: exceeding receipts by £9 3s. 6d.

De Magistro H. Carlton.

Item, cum esset controversia inter Magistrum Henricum de Carlton et Dominum Priorem de Watton super quibusdam travis de dominico manerio de Watton et grangia de Caldekeld ad præbendam dicti Magistri Henrici spectantibus, de quatuordecim annis præteritis debitis; ac contra dictum Priorem pro eisdem travis variæ executiones essent factæ; in eadem convocatione dicti Henricus et Prior volentes amfractus litigiorum pro suis viribus amputare, alte et basse, super dictis travis et aliis de Watton et Killingwyke, ordinationi seu amicabili compositioni Magistrorum R. de Pikering et J. de Nassington, Canonicorum hujus ecclesiæ se unanimiter submiserunt, et eorum ordinationi stare promiserunt. Controversy between Canon Henry de Carlton and the Prior of Watton about the grange at Cawkeld, as to thraves for the 14 years past, referred to arbitration of Canons Pickering and Nassington.

Qui, invocata Spiritus Sancti gratia, ordinaverunt, quod dictus Prior solvat annuatim dicto Magistro Henrico pro omnibus travis de Watton et Killingwyke ad præbendam dicti Henrici spectantibus vi^{li} in festis Ascensionis Dominicæ et Nativitatis Sancti Johannis Baptistæ per æquales portiones, ad totam vitam ipsius Henrici. They award to Carlton in right of his prebend £6 a year for all traves in Watton and Killingwyke.

Et quia de arreragiis eidem Magistro Henrico debitis pro travis dominici manerii et grangiæ predictæ in dicta ordinatione nil erat actum nec pronuntiatum, post longos et varios tractatus inter dictos Henricum et Priorem super præfatis arreragiis non concordare valentes, ut plena pax et concordia fierent inter ipsos et ut totius litis materia amputaretur, Capitulum procedens in pœnam contumaciæ dicti Henrici recedentis, et eorum ordinationi stare recusantis, ordinavit quod dictus Prior in recognitione arreragiorum prædictorum solveret dicto Henrico dimidiam marcam, et quod dictus Henricus, recepta dimidia marca, totum residuum arreragi- And because the award said nothing as to arrears, and Carlton would not abide this award, they ordered the Prior to pay half a mark for arrears, and that the rest should go to the ladies (nuns) of Watton for a pittance. Carlton refused the half mark and appealed to Rome. The Prior paid it to the Chamberer-

lain and was released from the Chapter's sentence of excommunication against him.

orum sibi debitorum Dominabus de Watton ad pitanciam erogaret. Quam dimidiam marcam admittere recusavit: dictus vero Prior dimidiam marcam juxta ordinationem inde factam optulit cum effectu; quam depositam penes Camerarium dictus Prior a sententiis suspensionis et excommunicationis, quibus ad instantiam dicti H. pro detentione travarum extitit involutus, fuit in forma juris absolutus, ut supra patere potest.

Dictus vero Henricus ex præmissis ordinatione et absolutione sentiens se gravatum ad sedem Apostolicam appellavit.

Littera absolutionis emanavit de præcepto Capituli ut infra patet.*

1308. 13 July. Chapter to Dean of Harthill.

xlij. 3.—Capitulum [etc.] Discreto viro Decano Herthillensi [etc.].

Publish the absolution from excommunication of Prior of Watton, for detention of traves from Canon Henry of Carlton in respect of his demesne manor of Watton and the grange of Cawkeld.

* Quum Priorem de Watton a sententiis suspensionis et excommunicationis, quibus per nos ad instantiam Magistri Henrici de Carlton, concanonici et confratris nostri, propter detentionem travarum de carucatis dominici manerii sui de Watton et grangiæ de Caldekeld, ad præbendam dicti Magistri Henrici spectantium, extiterit involutus, absolvimus in forma juris, vobis mandamus quatinus ipsum absolutum pupplice nuntietis, vice nostra, seu faciatis per alios nuntiari. Valete.

Datis apud Beverlacum iij Idus Julii anno gratiæ millesimo ccc^mo^ octavo.

Admissio† Domini Willelmi de Melton ad Præposituram.

1308. 28 April.

xliiij.—Pateat universis per præsentes quod ego, Willelmus de Melton, clericus, in omnibus causis et negotiis personam

* See pp. 196-7, where the matter came before the Convocation of Chapter of July, 1308, and marginal note.

† Melton was not collated to the Provostry till 22 October, nor admitted till 20 November of this year; see xliiij, 2, *post*. But perhaps his appointment was already arranged, and the proctors were appointed in anticipation. The document is inserted here out of date, because it is so put in the original with the other documents relating to Melton's admission.

meam seu res meas qualitercunque contingentibus, pro me vel contra me motis vel movendis, coram quibuscunque judicibus ordinariis, delegatis, vel eorum commissariis, ad instantiam partis vel ex officio judicis, in visitationibus, synodis seu aliis convocationibus quibuscunque, qualitercunque procedentibus, quibuscunque diebus et locis, quotienscunque me abesse vel adesse contigerit, Dilectos mihi in Christo, Magistrum Rogerum de Welton, Nicholaum de Hugate, clericos, Willelmum de la Mare et Robertum de Clyff, procuratores meos, conjunctim et divisim, et quemlibet eorum in solidum, ita quod non sit melior conditio occupantis, sic quod unus inchoaverit alius prosequi valeat et finire, ordino, facio et constituo per præsentes.

General power of attorney by William of Melton to Master Roger of Welton, and Nicholas of Huggate, clerks, and William de la Mare and Robert of Clyff.

Dantes eisdem et eorum cuilibet generalem potestatem et mandatum speciale nomine meo agendi, defendendi, excipiendi, replicandi, ponendi, positionibus respondendi, crimina et defectus objiciendi, negotia præsentationum vel collationum de quibuscunque beneficiis ecclesiasticis de me factarum vel faciendarum in forma debita prosequendi, institutionem et installationem canonicas, corporalisque possessionis dictorum beneficiorum inductionem, statusque mei reformationem, et in integrum restitutionem, quotiens opus fuerit, expensas et interesse quodlibet petendi et recipiendi, canonicam obedientiam faciendi, juramentum de calumpnia et de veritate dicenda, et quodlibet aliud genus liciti sacramenti in animam meam præstandi, appellandi, appellationis causas prosequendi, et alium procuratorem seu procuratores, loco eorum cujuslibet substituendi, procuratorisque officium reassumendi, et omnia alia et singula faciendi, quæ per veros et legitimos procuratores, seu procuratorem, potuerint expediri, etiam si mandatum exigant speciale;

Pro eisdem vero procuratoribus et eorum quolibet, substituto vel substitutis ab eisdem, vel eorum aliquo, rem ratam haberi, et judicatum solvi sub hypotheca rerum mearum, promitto et expono cautiones.

Hæc autem præmissa omnibus et singulis quorum interest significo per præsentes litteras sigillo meo signatas: Et quia sigillum meum quampluribus est incognitum, sigillum Venerabilis Patris Domini W.* Dei gratia Wigornensis electi

Because his seal is unknown to many, sealed also with seal of Walter the elect and confirmed of Worcester.

* This was Walter Reynolds, late Provost of Beverley.

comfirmati, una cum sigillo meo, per modum collationis præsentibus apponi procuravi.

Dated at Windsor.

Datis apud Wyndesore xxviij die mensis Aprilis, anno gratiæ m°ccc^mo octavo.

Acta in capitulo.

1308. 20 Nov. Chapter.

xliiij. 2.—Die Sancti Eadmundi, regis et martyris, anno Domini m°ccc^mo octavo, comparuit coram nobis Capitulo, Willelmus de la Mare, procurator Venerabilis viri Domini Willelmi de Melton, et porrexit quandam litteram Capitulo directam per Dominum Archiepiscopum, cujus tenor talis est:

William de la Mare, proxy of William of Melton, presents letter from Archbishop directing Chapter to induct him to Provostry vacant by consecration of Walter Reynolds as Bishop of Worcester.

Willelmus, permissione divina [etc.] Capitulo [etc.]. Quia præposituram ecclesiæ nostræ Beverlacensis vacantem per consecrationem Domini Walteri Reginaldi, quondam ecclesiæ prædictæ Præpositi, in episcopum Wygornensem, et ad nostram collationem spectantem, dilecto filio Domino Willelmo de Melton, clerico, cum suis juribus et pertinentiis universis contulimus intuitu caritatis, vobis mandamus quatinus ipsum vel procuratorem ejus nomine in corporalem possessionem præposituræ prædictæ, jurium et pertinentiarum ejusdem, inducatis et defendatis inductum; facientes sibi de ipsius præposituræ fructibus et proventibus integraliter responderi, et circa personam ipsius, quod vestrum est, more solito ulterius exequentes. Valete.

Dated Cawood 22 Oct. 1308.

Datis apud Cawod xxij die Octobris anno gratiæ millesimo ccc^mo octavo, et pontificatus nostri tertio.

Melton admitted by proxy accordingly.

Nos vero Capitulum Beverlacense visis litteris dicti Patris et procuratorio dicti procuratoris, quorum tenores superius continentur, habitoque tractatu qui requiritur in hoc casu, dictum Dominum Willelmum ad præsentationem dicti Patris ad præposituram prædictam, secundum vim, formam et effectum mandati dicti Patris, quatenus ad nos attinet in persona procuratoris prædicti admisimus, et in possessionem ipsius induci fecimus corporalem;

but administration of goods of the Provostry not granted until he has taken oaths in person. 1 Feb. assigned for purpose.

Administrationem tamen in bonis ipsius præposituræ nullam tunc concessimus, donec dictus Dominus Willelmus nobis in Capitulo nostro personaliter præstiterit debitum juramentum, et etiam consuetum; ad quod faciendum assignavimus dicto Willelmo, in persona procuratoris sui prædicti, diem citra

festum Purificationis Beatæ Mariæ Virginis; qui procurator promisit se facturum et curaturum quod dictus Dominus suus in Capitulo deberet personaliter comparere, ad præstandum juramentum ratione admissionis præposituræ prædictæ debitum et etiam consuetum.

Quo die adveniente Dominus Rex pro dicto Willelmo suas litteras dirigebat, quorum tenor talis est: On which day

xliiij. b. 2.—Edward, par la grace de Dieu, Roi Dengleterre, Seigneur Dirlaunde, et Ducs Dacquitaine, A nos chers en Dieu les bones gentz du chapitre de Beverlee, Saluz. letter from Edward II. dated 23 Jany. presented by proxy, asking Chapter to waive Melton's persona attendance as he was in King's service and could not be spared to attend at Chandelour (Candlemas).

Por ce que nostre cher clerk William de Melton, Provost de Beverlee, demoert adesseement pres de nous per nostre comaundement, come celi qui servise nous, ne voloms ne ne pooms bonement desporter, et nous avons entendu que vous li avez assis iour a ceste procheine Chandelour de venir a vostre dit chapitre personalement por vous faire serment pour sa Provostee du dict lieu; vous prioms cherement que vous li tiegnez pour excusez de ceo que per reson de notre dit servise il ne porra venir a votre chapitre a Beverlee de vous faire serment pour meisme la Provostee au iour avant dit.

Donne souz nostre prive seal a Langele ce xxiij iour de Janever, lan de notre regne secund. Dated under Privy seal at Langley.

Quæ littera est in cophino, anno Domini m° ccc^mo sexto

Procuratorium Quæstoris.

xlv. 2.—.—Universis sanctæ ecclesiæ matris filiis pateat per præsentes, quod Nos, Capitulum Beati Johannis Beverlacensis ad petendum colligendum et recipiendum nomine nostro fidelium elesimonas nobis ac novæ fabricæ ecclesiæ nostræ, pia fidelium devotione, datas et dandas assignatas vel assignandas in civitatibus et dyocesibus Eboracensi, Dunolmensi, Karliolensi et Lincolniensi, necnon ad impetrandum litteras a dictorum locorum dyocesanis, ceterisque prælatis et ordinariis quibuscunque, quorum interest in hac parte; et ad revocandum omnes et singulos quæstores ante diem confectionis præsentium qualitercunque constitutos et substitutos 1308. 23 Nov. Chapter make Elias of Lumby, clerk, collector of alms for new Fabric in cities and dioceses of York, Durham, Carlisle and Lincoln. He to recall all other collectors, their commissions being superseded; with power to arrest all pretended collectors with

their false relics and forged documents and to prosecute them either in ecclesiastical or civil courts.

ab eisdem, non obstantibus litteris nostris quibuscunque, quas de cetero nullius volumus esse momenti vel vigoris, ac ad arestandum omnes et singulos falsarios qui se fingunt nostros esse quæstores, cum omnibus falsis reliquiis suis et fictis etiam munimentis suis quibuscunque, et ad prosequendum contra eosdem coram quibuscunque judicibus tam curiæ Christianæ quam regalis, et ad sibi substituendum procuratorem seu procuratores, nuntium vel nuntios, coadjutorem vel coadjutores, et ad eosdem et eorum potestatem revocandum et ad faciendum omnia et singula quæ ad officium quæstoris pertinent quoquo modo, etiam si mandatum exigant speciale, Dilectum nobis in Christo Elyam de Lumby, clericum, exhibitorem præsentium, procuratorem nostrum et nuntium specialem ordinamus, facimus, et constituimus per præsentes. ratum habentes et gratum quicquid a prædicto Elya actum, gestum seu procuratum fuerit in præmissis, et quolibet præmissorum.

Commission granted to John of Fitling as collector revoked.

Litteras vero et omnem potestatem concessas Johanni de Fitteling super officio quæstoris fabricæ ecclesiæ nostræ prædictæ et per ipsum substitutis quibuscunque, ex certis causis et legitimis, tenore præsentium revocamus; ita quod ad officium quæstoris principaliter exercendum virtute litterarum nostrarum ante diem confectionis præsentium factarum nullibi admittantur; præsentibus per triennium minime valituris.

Datis Beverlaci ix Kalendas Decembris anno Domini m° ccc^mo octavo.

Littera obligatoria quæstoris.

1308. 18 Dec. Bond by Elyas of Lumby to Chapter.

In £20 for new Fabric to be paid within a year out of alms collected in Province of York and Diocese of Lincoln: £5 at Candlemas, Ascension Day, S. Peter ad Vincula, and Martinmas respectively.

xlv. 3.—xlv. b.—Christi fidelibus pateat universis me, Elyam de Lumby, clericum, ad petendum, colligendum et recipiendum nomine venerabilis Capituli Beati Johannis Beverlacensis fidelium elemosinas eidem Capitulo ac novæ fabricæ ecclesiæ suæ pia devotione fidelium datas et dandas, assignatas et assignandas, in tota provincia Eboracensi et dyocœsi Lincolniensi quæstorem et procuratorem specialiter constitutum, teneri et, tactis sacrosanctis Evangeliis, juramento corporaliter præstito obligari dicto Capitulo in viginti libris sterlingorum pro omnibus proventibus dictis Capitulo et fabricæ per annum integrum a die confectionis præsentium collatis et conferendis solvendis eidem Capitulo, vel ejus attornato, terminis infrascriptis; videlicet, in festo Purificationis Beatæ Mariæ

Virginis, quinque libras : in [festo] Ascensionis Dominicæ quinque libras : in festo Sancti Petri ad Vincula, quinque libras : et in festo Sancti Martini in hyeme, quinque libras.

Et si contingat me pia fidelium largitione, ultra præfatam summam pecuniæ quicquid recipere quoquo modo totum quod superfuit, facta deductione expensarum mearum, videlicet pro me et equo et garcione meo et una roba cum tabardo per idem tempus, aliarum expensarum occasione dicti officii faciendarum in fine anni prædicti dicto Capitulo absque fraude aliquali liberabo, ac eidem Capitulo de omnibus receptis per idem tempus fideliter in meo compoto respondebo.

And account for overplus, if any, after deducting expenses of self, horse and boy and a robe with tabard.

Ita tamen quod si ad præfatam summam pecuniæ, deductis expensis præmissis de proventibus attingere nequiero prætaxatis, quantum deficere contigerit de ipsa summa tantum insuper meo compoto allocetur et remittatur.

If £20 not raise then actual net receipts only to be paid.

Ad quam quidem solutionem fideliter faciendam et ad præmissa omnia observanda obligo me et omnia bona mea, mobilia ac immobilia, ad manus cujuscunque devenerint, heredes meos et executores.

All real and personal property charged with payment.

Et si contingat, quod absit, in solutione dictæ pecuniæ seu in aliis, quæ promisi, deficere quoquo modo, volo et concedo quod idem Capitulum me heredes meos et executores meos ad omnia et singula supradicta facienda et observanda per quamcumque censuram ecclesiasticam possit compellere strepitu judiciali penitus prætermisso : denuntio insuper omnibus exceptionibus, appellationibus regiis prohibitionibus et aliis juris remediis quibuscunque mihi competentibus, vel etiam competituris, per quæ executio contra me heredes meos vel executores ob præmissa possit aliqualiter impediri, seu ipsius pecuniæ solutio aliqualiter retardari.

In cujus rei testimonium sigillum meum præsentibus est appensum. Datis Beverlaci xv Kalendas Januarii anno gratiæ m°ccc^mo octavo.

Littera pro clericis ordinandis.

xlv.—Venerabili in Christo patri Domino Willelmo, Dei gratia [etc.] suum humile et devotum Capitulum [etc.] clericum chori nostri bene laudabiliter et honeste diutius in

$130\frac{8}{9}$.

1 Jan. Chapter to Archbishop.

We send for ordination as deacon Henry of Hornsea, clerk of our choir, of good behaviour, and after strict examination ap roved by us.

ecclesia nostra conversatum, per nos examinatum et artius approbatum: videlicet, Henricum de Hornse, ad ordinem diaconatus vobis mittimus ordinandum; Paternitati vestræ reverendæ supplicantes humiliter et devotius, quatinus eundem clericum ad ordinem prælibatum, in instantibus vestris ordinibus celebrandis sacrarum vestrarum manuum impositione dignemini promovere. Conservet vos altissimus ecclesiæ suæ sanctæ et populo per tempora feliciter successiva.

Datis in capitulo nostro etc. Kalendas Januarii A.D. m°ccc^mo octavo.

*Oath by proxy of W. of Melton as Provost.**

1309.
10 April.
W. de Mar asked to be admitted.

xliiij. b. 3.—iiij° Idus Aprilis anno Domini etc. nono W. de Mare personaliter comparuit et lecto procuratorio suo, cujus tenor sequitur, porrexit litteram regiam præsentibus annexam ut satis patet, petens se admitti ad jurandum in animam domini sui, etc.

Procuratorium dicti Procuratoris Domini Præpositi.

1309.
1 April.
Power of attorney for admission of Melton.

Pateat universis per præsentes quod nos Willelmus de Melton, Præpositus ecclesiæ Sancti Johannis Beverlacensis, in omnibus causis et negotiis nos et præposituram nostram prædictam qualitercunque contingentibus coram quibuscunque judicibus [etc. as in previous proxy] Willelmum de la Mare [etc. as in previous proxy, but inserting after veritate dicenda] et quodcunque aliud juramentum quod quivis Præpositus Beverlacensis in admissione sua coram capitulo ecclesiæ prædictæ de jure vel consuetudine præstare debeat [and after præstandi] status nostri et præposituræ nostræ prædictæ reformationem et ad integrum restitutionem quotiens opus fuerit, expensas et interesse quodlibet petendi et recipiendi, fructus proventus et obventiones de eadem præpositura qualitercunque provenientes, et in eisdem debite intrandi [etc.].

Chapter, yielding to Kings' request, admit him by proxy accordingly.

Nos vero precibus regiis, ut tenemur, promptius inclinantes dictum Dominum Willelmum habentes tunc excusa-

* See above, pp. 228-9.

tum, dictum procuratorem ad infrascripta specialiter constitutum, ut supra patet, ad præstandum in animam domini sui juramentum a Præposito in admissione sua præstare ab olim consuetum, donec idem Dominus Willelmus ad partes istas poterit declinare, et illud præstare personaliter, juramentum recepimus gratiose.

Quo præstito juramento in forma competenti, administrandum in Bederna Willelmum de Carliolo præsentavit.

Administration of Bedern granted by Provost to William of Carlisle.

*Littera Privata.**

xlvj. 2.--Quam sibi Salutem. Habito tractatu inter Magistrum Robertum de Pikering et me, consensum est quod lator præsentium habeat viginti solidos pro expensis suis versus London, de consensu Magistri Walteri, quem ad consentiendum efficaciter inducatis; quia expedit pro ecclesia quod sic fiat.

Pickering and I have agreed that the bearer is to have 20s. for his expenses to London, if Mr. Walter consents.

Ad hoc, liberetis eidem corpus cartæ, quia, transcripto ejusdem sigillo Capituli consignato, curia Regia fidem nullam adhibebit.

Deliver him the Charter, as the King's Court will not give credit to a copy.

Valete feliciter sicut opto.

Sequestrum.

1309.
12 May.
Chapter.

xlvj. 3.—Quum Magister Petrus Emerycy dudum concanonicus et confrater noster, ut intelleximus, diem clausit extremum; cujus testamenti probatio et bonorum administrationis concessio ad nos in hoc casu dinoscitur pertinere, omnia bona dicti Magistri Petri in quibuscunque rebus consistentia et in quorumcunque manibus existentia ad ipsum Petrum ratione præbendæ suæ in ecclesia nostra qualitercunque spectantia sequestramus et sub arcto sequestro nostro præcipimus custodiri, omnesque hujusmodi sequestri violatores excommunicamus in hiis scriptis;

Canon Peter Emerycy is dead. Probate of his will and grant of administration of his goods belong to us. Therefore we sequestrate them, and excommunicate all who violate the sequestration. Robert of Siglesthorn and Hugh of Ottringham sequestrators.

Custodiamque dicti sequestri Dominis Roberto de Siglesthorne et Hugoni de Otringham committentes:

Præsentibus Dominis Waltero de Yarewel, notario, Johanne de Swyne, Thoma de Harpham et aliis.

* Probably by John of Nassington to the Chapter's Assessor, as it probably concerns the matter at issue with the Archbishop.

Actum in Capitulo die Dominica, iv Idus Maii proxima post diem Ascensionis Domini Anno Domini m°ccc^mo nono.

Littera super custodia sequestri.

1309. May. Capitulum [etc.] Discretis viris Dominis Roberto de Sigglesthorn et Hugoni de Ottringham perpetuis vicariis ecclesiæ nostræ [etc.].

Quum Magister Petrus Emerycy [etc. as in xxxv. b. 3 to pertinere] omnia bona [etc. as in last to sequestramus] Justicia consuetudineque ecclesiæ nostræ legitime præscripta fieri id poscente, violatores hujusmodi sequestri nostri excommunicantes solempniter in hiis scriptis;

Vobis, de quorum fidelitate et industria plenam fiduciam optinemus, custodiam hujusmodi sequestri nostri committimus cum cohercionis canonicæ potestate Dantes vobis plenam potestatem bona in præbenda quondam dicti Petri reperta, Ac etiam travas, redditus et obventiones quascunque ejusdem præbendæ, quæ dicto defuncto de consuetudine ipsius ecclesiæ salvo tempore vacationis pertinere noscuntur videndi seu etiam custodiendi, et de ipsis repertis et de omnibus aliis eidem Magistro Petro, ratione præbendæ prædictæ debitis inventarium faciendo necnon omnem pecuniam dicto Magistro Petro, quacunque ex causa, occasione dictæ præbendæ debitam exigendi et recipiendi et omnia alia faciendi, quæ necessaria fuerint in præmissis.

Ratum habituri et firmum quicquid justitia consuetudineque ecclesiæ nostræ mediante in hoc casu duxeritis faciendum.

Non liceat vobis tamen alienare aliquid de inventis repertis vel recipiendis, sed ea salvo ut præmittitur, custodire, sicut salva venditione travarum, nobis inde volueritis respondere.

Et quid feceritis [etc.] v Idus Maii [etc.].

Assignatio præbendæ Domini Willelmi de Estdene.

1309. May. xlvj. b.—Quinto Idus Maii anno Domini m°ccc^mo nono.

Reverendus vir et discretus Magister Johannes de Nassington, Canonicus Eboracensis, ad infrascripta per venerabilem Patrem Dominum W. [etc.] Archiepiscopum [etc.] in choro ecclesiæ nostræ constitutus, Nos Capitulum auctoritate sibi

commissa efficaciter monuit et induxit, quatinus nos præbendam, quæ fuit Magistri Petri Emericy, vacantem per mortem ipsius, ut dicitur, Domino Willelmo de Estdene, concanonico et confratri nostro, infra tres dies, quorum primum pro prima monitione, secundum pro secunda, tertium pro tertia et peremptoria monitione computari voluit et haberi, cum suis juribus et pertinentiis universis assignaremus, et in corporalem possessionem ipsius, vel quasi, induceremus :

Chapter to admit William of Eastdean to prebend vacant by death of Peter Emericy within 3 days, on pain of excommunication.

Alioquin in nos Capitulum interdicti et in nos et in quoslibet nostrum excommunicationis sententias in scriptis promulgaret, prout per litteras executorias super præmissis liquere poterit intuenti.

Præsentibus in dicta monitione Domino Johanne de Swina, perpetuo vicario dicti chori et prædicti Domini Willelmi procuratore, Domino Roberto de Siglesthorn et aliis, vicariis et clericis dicti chori.

Et fuit monitio prædicta facta statim post vesperas.

The monition delivered immediately after Vespers.

xlvj. b. 2.—In Dei nomine Amen. Anno ab incarnatione ejusdem, secundum usum et computationem ecclesiæ Anglicanæ millesimo ccc^mo^ nono, Indictione vij, die xij mensis Maii, hora vesperarum, in præsentia mei Notarii infrascripti et testium infrascriptorum ; coram Discretis viris Johanne de Dynington, ecclesiæ Beati Johannis Beverlacensis Canonico, et Domino Johanne de Risindon ejusdem ecclesiæ Auditore, ac dictæ ecclesiæ procuratore generali ;

1309. 12 May. J. of Swine, proctor of Canon W. of Eastdean demands admission to prebend late held by Peter Emericy.

xlvj. b. 2.—Dominus Johannes de Swyna, venerabilis viri Domini Willelmi de Estdene, canonici ecclesiæ B. J. Beverlacensis procurator legitimus et litteratorie constitutus, prout mihi notario per inspectionem procuratorii sui evidenter apparuit, petiit instanter ipsum in nomine Domini sui prædicti, et Dominum suum in persona sua ad præbendam quæ fuit Magistri Petri Emeryci, et per mortem dicti Petri, ut dicitur, vacantem admitti cum effectu, et in corporalem possessionem ejusdem, secundum vim formam et effectum mandati venerabilis Patris Domini Willelmi [etc.] provisoris et executoris dicti Domini Willelmi super primam vacantem in ecclesia prædicta nulli alii de jure debitam eidem Capitulo directum, induci.

Factisque quibusdam interrogationibus per dictum Audi-

torem Domino Thomæ de Yarewell, procuratori Reverendi viri Magistri Nicholai de Baukewell, canonici in ecclesia prædicta, si dictam præbendam nomine Domini sui voluerit acceptare, respondebat instanter se non scire, si dominus suus prædictus prædictam præbendam voluerit acceptare;

Tunc ad petitionem dicti Domini Johannis de Swyna, procuratoris Domini Willelmi prædicti, Capitulum præbendam prædictam dicto Domino Willelmo in persona procuratoris sui supradicti, et dicto procuratori nomine domini sui in forma, quæ sequitur, assignavit.

Nos Capitulum Beati Johannis Beverlacensis præbendam quæ fuit olim Magistri Petri Emerycy vacantem per mortem ipsius, Domino Willelmo de Estdene, concanonico et confratri nostro, in persona tua, et etiam nomine domini tui, absque præjudicio juris alieni, salvo jure cujuscunque et præcipue domini Nicholai de Baukewell, concanonici et confratris nostri, si ipsam præbendam infra tempus sibi limitatum voluerit acceptare, salvis exceptionibus tam contra provisionem domini tui quam contra personam ipsius, etiam si nulli alii de jure debeatur, aliter non, quantum ad nos attinet assignamus.

Quibus peractis dictus procurator de mandato Capituli, in animam domini sui prædicti præstitit solitum juramentum, ut in admissione Canonicorum per procuratorem fieri consuevit: et sub protestatione præmissa prædictus procurator nomine domini sui, et dominus suus in persona ipsius installatus extitit et in corporalem possessionem ipsius præbendæ inductus.

Acta erant anno, mense, die et loco supradictis, Præsentibus discretis viris Magistro Johanne de Nassington, Canonico Eboracensi, Domino Thoma de Yarewell, vicario in ecclesia Beverlacensi, Dominis Waltero de Yarewell et Johanne, dicto Vigrus de Oxonia, notariis, testibus ad præmissa vocatis specialiter et rogatis.

Et ego Ricardus de Botemound de Sutton-super-Trentam, clericus Eboracensis diocœseos, publicus auctoritate imperiali notarius, omnibus et singulis una cum dictis testibus præsens interfui, qui etiam ea omnia scripsi et pupplicavi meoque signo consueto et nomine consignavi rogatus.

Admissio Domini Willelmi de Melton in Canonicum.

xlvij. 2.—Tertio decimo Kalendas Junii, anno Domini m°ccc^mo nono, Willelmus de Carliolo, procurator venerabilis viri Willelmi de Melton cõncanonici nostri, coram nobis in Capitulo nostro comparuit, et mandatum Venerabilis Patris Domini Willelmi [etc.] nobis porrexit; cujus tenor talis est: 1309. 20 May. Wm. of Melton admitted Canon in person of proxy W. of Carlisle.

Dilectis filis, Capitulo nostro Beverlacensi, Salutem gratiam et benedictionem.

Quia præbendam quæ fuit Magistri Willelmi de Lincoln in ecclesia nostra Beverlacensi per resignationem ejusdem vacantem et ad nostram præsentationem spectantem, dilecto filio, Domino Willelmo de Melton, clerico, cum suis juribus et pertinentiis universis contulimus, intuitu caritatis, vobis mandamus quatinus ipsum, vel procuratorem suum ejus nomine in corporalem possessionem dictæ præbendæ jurium et pertinentiarum ejusdem inducatis et defendatis inductum, Facientes sibi de ipsius præbendæ fructibus et proventibus integraliter responderi, et circa personam ipsius, quod vestrum est, more solito ulterius exequentes. Valete.

Datis London v° Non. Maii, anno gratiæ m°ccc^mo nono et pontificatus nostri anno quarto.

Dicto mandato lecto plenius et intellecto idem procurator ostendebat nobis ordinationem dicti Patris, et Domini Walteri de Bedewind, thesaurarii Eboracensis, Domini Episcopi Wigornensis ipso in remotis agente, vicarii generalis, super permutatione præbendarum in ecclesiis Beverlacensi et Westburiensi, quam Magister Willelmus de Lincoln dudum hujus ecclesiæ canonicus et Dominus Willelmus de Melton prædictus adinvicem fecerunt, prout per inspectionem dictæ ordinationis, cujus copiam habemus, liquere poterit evidenter.

Lectoque procuratorio dicti Willelmi nos, habito tractatu qui requiritur in hoc casu, dictum Dominum Willelmum in persona dicti procuratoris, et ipsum procuratorem nomine domini sui, secundum vim, formam et effectum dicti mandati duximus admittendum in canonicum et in fratrem, ipsum Dominum Willelmum in persona dicti procuratoris, et ipsum procuratorem nomine domini sui in temporalibus per panem, et spiritualibus per librum investientes;

Cujus procuratori, præstito in animam domini sui solito juramento, stallum in choro per Camerarium nostrum fecimus assignari, dictumque Willelmum in persona procuratoris sui, et ipsum procuratorem nomine domini sui, in possessionem dictæ præbendæ induci fecimus corporalem.

1309. 7 June. xlvij. 2.—Littera super convocatione.

Summons for convocation of canons addressed to Walter of Gloucester for Wednesday after Feast of SS. Peter and Paul.

clxxv.—[This document is the end of a form of proxy made at Beverley, the purport of which does not appear.]

Præsentibus discretis viris Domino Thoma de Grayngham, perpetuo vicario in ecclesia B. Johannis prædicti, Domino Willelmo de Hasthòrp capellano, Willelmo Waryn, clerico, Roberto filio Simonis, Burgensi Beverlaci, laico, testibus ad præmissa vocatis ac specialiter rogatis.

Et ego Ricardus Botemound de Sutton-super-Trentam auctoritate imperiali Notarius publicus [etc., as on p. 136] præmissis omnibus et singulis una cum dictis testibus præsens interfui, et ea omnia sic fieri vidi et audivi, et in hanc publicam formam redegi, meoque signo consueto et nomine consignavi rogatus.

Littera privata.

1309. 19 June. John of Risingdon, Chapter's assessor, to Mr. Adam of Kirkby, proctor in Court of Rome.

clxxv. 2.—Viro provido et discreto Magistro Adæ de Kirkeby, in Romana curia procuratori, Suus J. de Rysindon Auditor causarum capituli [etc.] se ipsum et sua omnia in sinceræ dilectionis affectibus quicquid potest affectio diligentis.

I have your letter saying you could not defend the case against the Rector of S. Nicholas, Beverley, because your retainer had expired.

Litteras vestras nuper recepi, quibus significasti mihi, qualiter mandatum vestrum quod a capitulo habuistis, secundum consuetudinem dictæ curiæ expiravit, et qualiter vos ipsum Capitulum et me contra quemdam Rectorem ecclesiæ S. Nicholai in Beverlaco, contra nos specialiter impetrantem, ad judicem extra dyocesim Eboracensem super quibusdam oblationibus, quibus nos ipsum injuste, asserit, spoliasse defendere minime potuistis.

When Mr. Robert of Pickering casually saw your [illegible]ugh my [illegible]ight

Quas litteras cum Magister Robertus de Pykering casualiter inspexisset, licet meæ simplicitati esset forsitan imputandum, quod vestrum procuratorium post lapsum termini

non fuerat innovatum, vos tamen plurimum increpavit, pro eo quod vos dictæ consuetudinis non ignari, me tunc dictam consuetudinem ignorantem, quando fuistis ultimo Beverlaci certificare aliqualiter non curastis; præcipue cum vos de dicto adversario nostro contra Capitulum et me in dicta Curia impetraturum, iter tunc ad ipsam Curiam arrepturum, modis quibus potui præmunirem;

have been attacked, he vehemently blamed you, for not having told me when you were last at Beverley, especially as I warned you that the Rector was off to Rome to attack the Chapter and me; and also for not having given the name of the Judge to whom the rector had got the Pope's letter addressed.

Et pro eo quod nomen Judicis in vestris litteris tacuistis, ad quem idem Rector litteras apostolicas impetravit.

Ad hæc licet taliter fuerit impetratum mitto vobis novum procuratorium pro Capitulo, ut mandastis.

Mitto etiam aliud procuratorium pro me, quo si placet, cum opus fuerit, in impetrando et contradicendo utamini, si me in dicta Curia virtute procuratorii generalis pro Capitulo defendere non possitis, vobis meo nomine impetrare pro quibus, vobis, annuente Domino, plenarie satisfiet.

I send you a new power of attorney for the Chapter; and one for me, if the general one does not cover me.

Et si quid erga me vestrum volueritis mihi litteratorie rescribatis.

Et semper invenietis ad vestra beneplacita me paratum. Vivat et valeat dominus et amicus meus amicissimus temporibus diuturnis.

Farewell, my lord and dearest friend.

Datis Beverlaci xiij Kalendas Julii A.D. millesimo ccc^mo^ nono.

Homagium Domini Marmaduci.

1309. June 28. Chapter.

xlvij. b.—Quarto Kalendas Julii anno m° ccc^mo^ nono, Dominus Marmaducus* de Tweng comparuit in Capitulo Beati Johannis Beverlacensis, Magistris Waltero de Glovernia, Roberto de Pykering, Henrico de Carlton, Johanne de Nassington et Domino Johanne de Dynigton, canonicis, tunc ipsum Capitulum repræsententibus, recognovit se tenere de dicto Capitulo manerium suum de Holm in parochia de Leven cum omnibus suis pertinentiis, pro homagio suo, reddendo inde annuatim dicto Capitulo j marcam in die Nativitatis Sancti Johannis Baptistæ pro omnimodis secularibus servitiis, etc., prout in carta, quam inde habet, plenius continetur.

Sir Marmaduke of Thwing acknowledged that he held the manor of Holm from Chapter by homage, at rent of 1 mark a year

* Marmaduke of Thweng or Thwing was a highly interesting person, who saved the English army from annihilation after the Battle of Stirling, by holding Stirling Bridge, and saved his own nephew by a brilliant Victoria Cross kind of feat on the way. See note by Mr. W. Brown, in his edition of the Guisbro' Chartulary, ii. 102. Surtees Society, vol. 89, 1891, from Walter of Hemingburgh, ii. 38; Chronicon de Melsa, ii. 269-70.

Does homage to Robert of Pickering, as representative of Chapter and takes oath of fealty;

Qui quidem Dominus Marmaducus, facta recognitione præmissa, fecit homagium suum in manu Magistri Roberti de Pykering, ad hoc per ipsum Capitulum specialiter deputati, in forma debita, et etiam consueta; factoque homagio suo Dominus Marmaducus tactis evangeliis eidem Capitulo fidelitatis debitum et consuetum præstitit juramentum.

then on bended knees beseeches the Chapter's assessor for release from excommunication if he has incurred it by withholding rent for 6 years,

Quibus peractis idem Marmaducus coram prædicti Capituli causarum Auditore comparuit, et flexis genibus, a sententia excommunicationis quater in anno in ecclesia Beati Johannis Beverlacensis promulgata, si in eam incideret, ob detentionem annui redditus unius marcæ eidem Capitulo pro dicto manerio debiti, et per ipsum per sex annos et amplius jam detenti, humiliter petiit se absolvi.

and on direction of Canon John of Nassington is absolved; but enjoined to pay punctually for future.

Penance reserved.

Idem vero Auditor audita petitione prædicti Marmaduci, de præcepto Magistri Johannis de Nassington, canonici, ipsum in forma juris, quantum ad ipsum attinebat, absolvebat; eidemque in virtute præstiti juramenti injunxit, quod de cetero dictum annuum redditum statuto termino fideliter persolvat; ac pœnitentiam eidem pro dicta offensa infligendam usque alias reservavit.

1309. 30 June. John of Risindon, Chamberlain, receives mark of silver from tenants of prebend of S. Michael for rent of Pentecost term.

xlvij. b. 2.—Memorandum quod Dominus Johannes de Risindon, hujus ecclesiæ Beati Johannis Camerarius, ij Kalendas Julii anno Domini m°ccc^mo ix° recepit de tenentibus præbendæ Sancti Michaelis in ecclesia prædicta, unam marcam argenti, pro firma sua termini Pentecostes, de medio tempore inter Magistrum Willelmum de Lincoln dudum ipsius præbendæ præbendarium et Dominum Willelmum de Melton, successorem dicti Willelmi; et totum corrodium Bedernæ.

xlvij. b. 3.—Proxy of William of Melton: kept at Langley in King's service cannot attend Convocation of Wednesday after 29 June, 1309, and appoints proxies John of Denyeton (*sic*) and William of Suthill.

Seven leaves are cut out after this; f. liiij. following.

Convocatio.

1309. 2 July. Convocation. 6 Canons present.

xi. b. 3.—Acta in Capitulo die Mercurii proxima post festum Apostolorum Petri et Pauli A.D. m°ccc° nono.

Tunc præsentibus Magistris Waltero de Glovernia, Roberto de Pykering, Henrico de Carlton et Johanne de Nassington,

Dominis J. de Dynington et Willelmo de Sothill. Pro Domino Willelmo de Estdene fuerunt procuratores Magistri Robertus de Pykering, J. de Nassington. Pro Domino Willelmo de Melton fuerunt procuratores Dominus J. de Nassington et W. de Sothill.

De Missa Capitulari.

In primis ordinatum est, quod missa capitularis, pro anima regis Adelstani et animabus omnium benefactorum hujus Ecclesiæ, cotidie cum nota, submissa voce, celebretur; exceptis dupplicibus festis et diebus dominicis; vicariusque, qui non celebraverit ut præmittitur, pro quolibet die, quo cessaverit, perdet duos denarios ad magnum altare in proxima ebdomada, qui quidem denarii per camerarium colligentur, et operi ecclesiæ liberabuntur; et clericus qui promptus non fuerit illo anno non ordinabitur.

Chapter mass for soul of King Athelstan to be daily celebrated with singing in a low voice. Vicars absent to be fined 2d. a day. Unpunctual clerks not to be ordained that year.

* Item, ordinatum fuit et statutum quod Canonici residentes, in festis ix lectionum vesperis, matutinis et missa; in festis duplicibus vesperis, matutinis, primæ et missæ [in secundis vesperis; diebus pro festis missæ]† et quod nulla hora canonica incipiatur donec Canonici qui voluerint interesse chorum intraverint.

Services which Residentiaries are to attend.

De igne in aula Canonicorum.

Item, consensum fuit, condictum, et statutum, quod Canonici residentes habeant ignem in aulis suis singulis diebus hora prandii, a vigilia Omnium Sanctorum usque ad diem Parasceves sub pœna unius dolii vini Capitulo præstandi; et quod non habeant ignem in aulis suis ante vigiliam Omnium Sanctorum neque post diem Parasceves sub pœna unius dolii similiter Capitulo præstandi.‡

Residentiaries to keep fires in their halls from the Vigil of All Saints to Good Friday, or be fined a cask of wine, and not to keep one before or after.

De conductione ad portam.

Item, quod Canonicus concanonicum suum, cum ad domum suam ob quamcunque causam venerit, ipsum reverenter ad portam conducat, sub pœna unius dolii vini Capitulo solvendi, excepto Magistro Waltero de Glovernia, cecitate percusso,

A Canon is to conduct another Canon visiting him to the door, or be similarly fined; except in case of Walter of Gloucester, who is blind.

* The marginal note here has been erased.

† The words in brackets are inserted in a later hand, together with some words which have been scratched through, and are illegible.

‡ In a later hand.

cui Capitulum unanimiter tam conductionem quam pœnam ex causa præmissa remisit.

De quadam cantaria R. Pykering.

All contravening the foundation of Rt. of Pickering's Chantry to be excommunicated by Chapter.

Item, cum Magister R. de Pykering,* hujus Ecclesiæ Canonicus quandam cantariam in eadem ecclesia ordinaverit, prout in instrumentis inde confectis quæ sunt in custodia Camerarii plenius continetur, consensum fuit et ordinatum quod omnes contra dictam ordinationem qualitercunque venientes, redditus dictæ cantariæ assignatos subtrahendo, minuendo, vel etiam detinendo seu occupando, vel alio modo quocunque adnichilando, auctoritate Capituli excommunicentur et etiam anatimatizentur.

† De Canonico resignante.

A Canon resigning his prebend to have no share from that day, even though a distribution takes place next day, according to custom of York read and approved.

Item, Canonicus resignans præbendam suam, a die resignationis nil percipiet, etsi distributio inter Canonicos die crastina post hujusmodi resignationem fieri deberet; secundum consuetudinem ecclesiæ Eboracensis, quæ quidem consuetudo recitata fuit et per Capitulum approbata, et hic perpetuæ memoriæ commendata.

† De procuratore in Curia Eboracensi.

Chapter to retain a proctor-general in Court of York at half a mark a year.

Item, ordinatum fuit quod Capitulum habeat procuratorem generalem in Curia Eboracensi pro jurisdictione spirituali de subditis Capituli petenda et negotiis Capituli agendis et defendendis; et quod habeat annuatim pro stipendio suo dimidiam marcam.

† De prioritate in processionibus.

No precedence among Canons in procession, except the order of the stalls. Order to be taken as to office-holders and portionists absent without leave.

Item, in processionibus inter Canonicos nulla prioritas observetur, sed sit gradus inter eosdem secundum ordinem stallorum.

Item, quod de officiatis hujus ecclesiæ absentantibus se

* Pykering also founded two chantries in York Minster, which he annexed to the Hospital of S. Mary Magdalen outside Bootham Bar, founded by him in 1335 for a master, two fellows or chapel priests, and six or more infirm priests, which hospital was transferred in 1557 to the Dean and Chapter as an endowment of S. Peter's School, now worth some £1,500 a year.

† In later hand.

pro suæ libito voluntatis, licentia minime requisita, remedium fieri procuretur; similiter de portionistis hujus ecclesiæ.

De travis de Cotyngham.

Item, pro travis de Cotingham spectantibus ad præbendam Sancti Andreæ, detentis per Dominum Johannem Bigot, rectorem ecclesiæ de Cotingham, per xx annos et amplius, qui ipsas travas prius habuit ex dimissione Magistri Walteri de Glovernia dictæ ecclesiæ canonici, etc.; Ordinatum est quod parochiani moneantur in locis vicinis Cotingham, ita quod ad eorum notitiam valeat pervenire.

Parishioners near Cotyngham to be certified as to traves withheld by the Rector, John Bigot, for 20 years and upwards, who originally held them by lease from Master Walter of Gloucester.

* De negotiis.

Item, de impetratione inquisitionis super clamio Capituli, et addatur clamio de confugientibus ad ecclesiam. Item pro terra de Cotyngham est etiam impetrandum. Item, negotia ecclesiæ tractentur ad consilium et ad nutum Magistri Johannis de Nassington Canonici in absentia Canonicorum.

A clause to be added to the petition for an inquisition as to Chapter rights, as to those taking sanctuary. A writ to be obtained for the Cottingham land. Canon John of Nassington is to conduct affairs in the absence of the Canons.

De fratribus Prædicatoribus.

Item in eadem convocatione tractatum est cum fratre Waltero de Grymesby, Priore fratrum prædicatorum, super eo quod quidam fratres de conventu suo parochianos altaris Sancti Martini die Paschæ ad sacramenta ecclesiastica admiserunt etc.: et, præcipue de quodam Roberto Nosouter excommunicato, admisso tunc ad divina per fratrem Johannem de Lokington; qui de præcepto dicti Prioris de præmisso facto veniam humiliter flexis genibus postulavit; qua obtenta dictus Prior fideliter promisit quod parochiani altaris prædicti ad perceptionem sacramentorum ibidem de cetero nullatenus admitterentur. Ad hoc ordinatum fuit quod singulis annis ante Pascham prædicti parochiani moneantur sub pœna excommunicationis, quod nullibi nisi ad altare prædictum prædicta percipiant sacramenta.

Friar John of Lockington, of the Friars Preachers of Beverley, begs pardon on his bended knees for admitting parishioners of S. Martin's to the sacrament on Easter Day, especially one Robert Nosouter while excommunicated. Walter of Grimsby, Prior, promises they shall not be so admitted again. The parishioners to be warned to attend only at S. Martin's altar on that day.

Item, quod Sacrista habeat nisi unum clericum portantem habitum in choro, promotis clericis qui nunc portant habitum in eodem.

The Sacrist to have only one clerk.

* In later hand.

* De pane et vino.

The Chamberlain to provide bread and wine from the common fund.

Item, panis et vinum inveniantur per Camerarium de communa prout antea fieri consuevit.

Commissio ad petendum decimas.

1309. 11 July

Chapter to Jn. of Swine, Vicar [Choral].

clxxv. b. 1.—Capitulum [etc.] discreto viro Johanni de Swyna perpetuo vicario nostro, Salutem in auctore salutis.

Commission to collect tithes great and small in Eske, belonging to prebend of the late Mr. Peter Emerycy, and under sequestration by Chapter.

De tuis fidelitate et industria plenam fidem optinentes, Tibi ad petendum et colligendum et recipiendum omnes decimas majores et minores de villa et territorio de Eske a die S. Marci Evangelistæ anno graciæ m°ccc^mo^ nono usque ad idem festum anno revoluto, ad præbendam dudum Magistri Petri Aymericy, confratris et concanonici nostri, spectantes, et in manu nostra ratione sequestri in bonis prædictæ præbendæ de jure et consuetudine ecclesiæ nostræ interpositi, existentes; et ad disponendum de eisdem prout ad utilitatem nostram tibi videbitur expedire, cum cohercionis canonicæ potestate plenam tribuimus facultatem.

Ratum [etc.]

All previous sales of them revoked.

Venditionem vero prædictarum decimarum cuicunque vel quibuscunque per quemcunque ante diem confectionis præsentium factam, per præsentes litteras revocantes. Vale.

v Idus Julii [etc.].

Littera testimonialis de conversatione.

1309. 12 July;

clxxv. b. 2.—[Testimonial in favour of Thomas of Grayngham, perpetual vicar of the Minster.]

Provisio secundum formam constitutionis Cum secundum Apostolum.

Papal Provision. Pope Clement to Chapter.

clxxv. b. 3.—Clemens episcopus, servus servorum Dei Dilectis filiis Capitulo ecclesiæ Beverlacensis Eboracensis diocœsis, Salutem et apostolicam benedictionem.

Whereas according to Bull of Pope Innocent III. that those

Cum dilectus filius Walterus [clxxvj.] de Kelesaye, presbiter, Eboracensis diocœsis, lator præsentium, a venerabili fratre nostro Eboracensi Archiepiscopo ad præsentationem

* In later hand.

nostram fuerit sicut presbiter ordinatus, nec ullum sit ecclesiasticum beneficium assecutus, Nos, felicis recordationis Innocentii Papæ III, prædecessoris nostri, qui ordinatis sine certo titulo per ordinatores vel præsentatores seu successores eorum provideri voluit, vestigiis etiam hærentes, Discretioni vestræ per apostolica scripta mandamus, quatinus si venerabilis pater frater noster Episcopus Lincolniensis, cui examinationem ipsius duximus committendam, vobis citatis legitime ut per vos ipsos vel ydoneum responsalem intersitis, et tam super ydoneitate personæ quam etiam super qualitate ac quantitate beneficii proponere, vobis liceat, quicquid rationabiliter duxeritis proponendum, eum ydoneum esse repererit, et ecclesiastico beneficio non indignum, tam diu ei vitæ necessaria congrue ministretis donec competens per vos fuerit ecclesiasticum beneficium assecutus, scituri pro certo quod si super examinationem ipsius fuerit repertus ydoneus, et vos ei juxta mandatum apostolicum neglexeritis providere, cum hoc nobis per ipsius litteras innotuerit vos ad id exequendum compellari sicut expedit faciemus.

ordained without a certain title should be provided with a benefice by those who ordained or presented them for ordination and whereas Walter of Kelsay, priest, ordained by Archbishop of York has no benefice, if, after examination by Bishop of Lincoln as to fitness, he is found fit,

give him necessaries of life till he gets a competent benefice from you.

Datis Avinone Nonis Maii, Pontificatus nostri anno quarto.

Monitio facta presbiteris, ut patet.

1309.
12 July.

Capitulum [etc.] Discreto viro Domino Johanne de Hornse perpetuo capellano nostro : Salutem [etc.].

Chapter to John of Hornsea, perpetual chaplain.

Cum secundum consuetudinem ecclesiæ nostræ antiquissimam, optentam etiam et approbatam omnes presbiteri in ecclesia nostra prædicta, necnon capellis S. Mariæ, S. Nicholai et S. Egidii villæ Beverlaci, divina celebrantes, processionibus in ecclesia nostra diebus Dominicis et festivis celebrandis teneantur interesse in habitu regulari; ac ut intelleximus nonnulli presbiteri sæculares in locis prædictis et præcipue in ecclesia S. Nicholai, videlicet Dominus Walterus de Kelsay, presbiter parochialis illius ecclesiæ, et alii divina ibi celebrantes, suæ salutis eternæ immemores, processionibus nostris prædictis, licet sæpius et legitime moniti, non curant aliqualiter interesse, majoris excommunicationis sententiam quater in anno in ecclesia nostra prædicta provide promulgatam in omnes infringentes libertates, consuetudines laudabiles ecclesiæ memoratæ consuetas ab olim irrefragabiliter observari, et suæ grave perpetuæ salutis dispendium non verentes;

According to ancient custom all priests celebrating in our church and also in the Chapels of S. Mary, S. Nicholas, and S. Giles of town of Beverley are bound to be present at processions; but some secular priests in the said places, especially in S. Nicholas' Church, viz. Walter of Kelsay, parish priest of of that church, and others, unmindful of their salvation do not come.

Warn them to come, or they will be proceeded against as violators of the liberty of the church.

Et licet contra omnes et singulos prædictos presbyteros, prædictarum libertatum et consuetudinum ecclesiæ violatores, tam quam contra majoris excommunicationis sententia prædicta legitime innodatos, de consuetudine ecclesiæ nostræ inviolabiliter observata, possemus procedere ob præmissa, cum ipsis tamen mitius agere volentes, ipsos, quod præfatis processionibus nostris intersint, iterato ex gratia speciali in genere amovendos;

Quocirca tibi mandamus quatinus moneas in genere efficaciter et inducas omnes et singulos presbiteros in locis prædictis divina celebrantes et præcipue dictum Dominum Willelmum et alios presbiteros in capella S. Nicholai prædicta divina celebrantes, quod omnibus et singulis processionibus in ecclesia nostra, prout antiquitus facere consueverunt, intersint in habitu regulari, nisi fuerint legitime impediti,

Irretitos alioquin contra ipsos et contra quemlibet eorum, si monitionibus tuis non paruerint, tanquam contra ecclesiæ nostræ libertatum et consuetudinum transgressores, omni simulatione postposita, curabimus procedere ut tenemur.

Ad probationem [etc.] iiij. Idus Julii [etc.]

Monitio pro decimis solvendis.

1309. 14 July. Chapter to Rt. of Sigglesthorn, vicar in Minster and W. of Graingham, chaplain, celebrating in Eske church.

clxxvj. b. 2.—Capitulum [etc.] Discretis viris Dominis Roberto de Syglistorn, perpetuo vicario nostro, et Willelmo de Grayngham, capellano celebranti in ecclesia de Eske, Salutem [etc.].

Cum ad petendum [etc. as in clxxv. b. 1] Johannem de Swyna perpetuum vicarium nostrum procuratorem deputaverimus specialem.

We have appointed J. of Swine, a Minster vicar, to collect the tithes in Eske belonging to Emerycy's late prebend. Make the parishioners, especially Jn. Emma's son, to pay up on pain of excommunication.

Vobis mandamus, quatinus moneatis et efficaciter inducatis omnes parochianos villæ prædictæ, quod eidem Domino Johanni omnes decimas per idem tempus liberent et faciant liberari, sicut canonicam voluerint effugere ultionem.

Ad hæc moneatis Johannem filium Emmæ quod de omnibus decimis, quas recepit de dicta villa a festo Paschæ usque ad [h]odiernum diem dicto Johanni de Swyna infra octo dies satisfaciat competenter.

Alioquin ipsum ad id faciendum [etc.].

Datis Beverlaci ij Idus Julii A.D. m°ccc^mo nono.

Procuratorium procuratoris.

1309. 6 Aug. Chapter to J. of Risindon and T. Harpham.

clxxvj. b. 3; clxxvij.—Per præsentes pateat universis quod nos Capitulum [etc. General power of attorney for all litigious matters, as on p. 86, to John of Risindon, perpetual vicar, and Thomas of Harpham, clerk] jurisdictionem nostram spiritualem de omnibus et singulis, canonicis, vicariis, clericis et aliis tenentibus nostris quibuscunque coram quibuscunque judicibus [etc.] petendi [etc.]. viij Idus Augusti.

General power of attorney to support Chapter jurisdiction.

Dispensatio Natalium.

1309. 20 July. Abp. W. Greenfield to John Simons of Swine clerk.

clxxvij. 2.—Willelmus permissione divina [etc.] Dilecto filio Johanni Simonis de Swyna, clerico nostræ diocœsis, Salutem, gratiam et benedictionem.

Litteras Sanctissimi patris et Domini nostri Domini Clementis divina providentia Papæ quinti pro te nobis directas recepimus in hæc verba:

We have had letter of Pope Clement V. on your behalf as follows.

Clemens [etc.] Venerabili patri Archiepiscopo Eboracensi, Salutem et apostolicam benedictionem.

Accedens ad præsentiam nostram Dilectus filius Johannes Symonis de Swyna, clericus vestræ diœcesis nobis humiliter supplicavit ut cum eo super defectu natalium, quem patitur de conjugato genitus et soluta, quod hujusmodi non obstante defectu possit ad omnes ordines promoveri et ecclesiasticum beneficium optinere etiam si curam habeat animarum, dispensare misericorditer dignaremur.

John of Swine suffers from defect of birth, being born of a married man an an unmarried woman; and has asked us to grant him dispensation so that he may proceed to all orders:

Ad te igitur remittentes eundem fraternitati tuæ per apostolica scripta mandamus, quatinus consideratis diligenter circumstantiis universis, quæ circa idoneitatem præcipue fuerunt attendenda, si paternæ non est incontinentiæ imitator, sed bonæ conversationis et vitæ, super quibus tuam intendimus conscientiam onerare, aliasque sibi merita suffragantur ad dispensationis gratiam optinendam, secum super præmissis dispenses, prout animæ suæ saluti videris expedire.

We remit this case to you, to inquire as to his character an if he does not take after his father to grant the dispensatio

Ita tamen quod idem clericus, prout requiret onus beneficii quod cum post dispensationem hujusmodi obtinere contigerit, ad ordines se faciat statutis temporibus promoveri, et personaliter resideat in eodem: Alioquin gratia quoad beneficium ipsum nullius penitus sit momenti.

Datis Avinione Nonis Aprilis, Pontificatus nostri anno quarto.

Avignon. 5 April.

Nos itaque attendentes laudabile testimonium, quod tibi super vitæ honestate et moribus congrue perhibetur, de quibus inquiri fecimus diligenter, tecum super defectu natalium, quem pateris, de conjugato genitus et soluta, quod, hujusmodi non obstante [etc. as in Bull, substituting dispensamus for dignaremur]. Ita tamen [etc., substituting tu, as in Bull *mutatis mutandis*, to eodem]. Vale.

Datis apud Cawode xiij Kalendas Augusti anno gratiæ m°ccc^mo nono et Pontificatus nostri anno quarto.

Bulla de attemptatis post iter arreptum.

1309.

31 July. Letters Patent of Guido de Baysio, Archdeacon of Bologna, Papal chaplain.

clxxvij. b. 2.—Omnibus præsentes litteras inspecturis Guido de Baysio, archidiaconus Bononiensis, Domini Papæ capellanus, et ipsius litterarum contradictarum auditor, Salutem in Domino.

Rt. of Harpham, rector of S. Nicholas, Beverley, obtained Papal letter.

Noveritis quod cum Robertus de Harpham, rector ecclesiæ S. Nicholai de Beverlaco, Eboracensis diocœsis, pro eo impetraret litteras apostolicas sub hac forma:

Pope Clement to Subdean of Lincoln.

Clemens episcopus, etc., Dilecto filio sub-Decano ecclesiæ Lincoln, Salutem, etc.

Inquire if anything was done against him after he started for Rome, and quash it.

Dilecti filii Roberti [etc. as above] apud sedem apostolicam constituti precibus annuentes, præsentium tibi auctoritate mandamus, quatinus quicquid inveneris in ejus præjudicium temere attemptatum, postquam idem Rector causa perigrinationis, et pro quibusdam suis negotiis promovendis, iter arripuit ad sedem veniendi prædictam, in statum debitum legitime revocare procures contradictores, etc.

Avignon, 20 March.

Datis Avinione xiij Kalendas Aprilis Pontificatus nostri anno quarto.

The grant of this letter was opposed by the Archbishop's proctor, and quashed if you should find that the Archbishop and his officers are not affected by them.

Eisdem litteris Magister Adam de Kyrkeby, procurator venerabilis patris Archiepiscopi Eboracensis, pro ipso ejusque officialibus, præpositis et ballivis in audientia publica contradixit; quas tandem ea conditione absolvit, quod dicti Archiepiscopus officiales [etc.] ratione officiorum, quæ ab Archiepiscopo tenentur eodem non conveniatis per litteras supradictas, nec ad ipsos eædem litteræ aliquatenus extendantur; quod præfatus Rector promisit firmiter coram nobis.

In cujus rei testimonium præsentes litteras fieri fecimus, et Audienti[æ] contradictarum sigillo muniri.

Datas Avinione viij Idus Aprilis, Pontificatus Domini Clementis Papæ Quinti, quarto.

Appellacio et gravamen.

clxxviij.—In Dei nomine, Amen.

1309.

Appeal of Chapter to Pope.

As to right to goods of deceased Canon for a year, after his death, enjoyed by the Chapter time out of mind, with the knowledge and allowance of the Archbishops of York for the time being.

Cum ad Capitulum [etc.] et non ad alium, de consuetudine approbata pertineat et pertinuerit pacifice, a tempore cujus principii memoria non existit, bona canonicorum ecclesiæ Beati Johannis prædicti ubicunque decedentium ad præbendas eorum qualitercunque spectantia, cum de morte ipsorum constiterit, sequestrare et ea sequestrata certius custodire, violatores hujusmodi sequestri excommunicare, probationes testamentorum ipsorum recipere et testamenta legitime probata infirmare, executoribus in scriptis bonorum administrationem in forma statuti legati super hoc editi concedere, ipsorum ratiocinia audire, acquientantias facere, necnon de bonis ipsorum Canonicorum ab intestato decedentium disponere, prout saluti animarum suarum visum fuerit salubrius expedire;

Sitque dictum Capitulum in possessione vel quasi juris per dictum tempus, absque inquietatione cujuslibet, scientibus et permittentibus Archiepiscopis Eboracensibus qui pro tempore fuerunt præmissa animo exercendi, quæ sunt et per tempus prædictum fuerunt in dicta ecclesia et villa Beverlacensi et per totam dyocœsim Eboracensem, adeo publica et notaria, quod nullus causari poterit materiam ignorandi;

Now sought to be taken away in the case of the late Peter Emericy;

Ac nuper mortuo Magistro Petro Emericy, dictæ Beverlacensis ecclesiæ canonico, audito de morte ipsius, præfatum Capitulum omnia bona ad præbendam B. Mariæ, quam dictus canonicus in dicta ecclesia obtinebat, sicut ad ipsum et non ad alium pertinuit, Capitulum, ut superius est expressum, sequestravit, et in sua tenet custodia artius sequestrata.

the [Rural] Dean of Beverley being ordered to seize his goods after the Chapter had sequestrated them.

Venerabilis tamen pater Dominus Willelmus Dei gratia [etc.], hujusmodi consuetudinis et possessionis ac notorietatis earundem non ignarus, suo Decano Beverlacensi dedisse asseritur suis litteris in mandatis inter cetera continentibus, quod idem Decanus omnes fructus et proventus dictæ præbendæ a tempore mortis dicti Canonici provenientes, in quorumcunque manibus existant, auctoritate dicti Patris

sequestravit; ac fructus instantis autumpni ad dictam spectantes præbendam, qui sub sequestro et dispositione Capituli existunt notorie, venderet ac emptores eorum dicto Patri pro eisdem faceret obligari, memorato Capitulo non citato, non monito, non convicto, absque alicujus causæ cognitione, in præjudicium juris et quietæ possessionis Capituli prædicti non modicum et gravamen.

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Unde ego J. de Risindon præfati Capituli procurator conjunctim et divisim habens potestatem ab eodem provocandi et appellandi, sentiens præfatum Capitulum ex præmissis per dictum Patrem absque causa legitima indebite prægravari; item ex eisdem et ex aliis verisimilibus conjecturis metuens et conjiciens prædicto Capitulo, et in ejus nomine posse per dictum Patrem in futurum grave præjudicium generari, in subversionem status juris et consuetudinis ecclesiæ memoratæ; Et ne dictus Pater contra præfatum Capitulum, vel me ejus nomine, aliquisve vice et auctoritate ejus seu mandato procedat, seu procedi faciat, citando monendo, suspendendo, excommunicando, interdicendo, sequestrando, exequendo, aliquod durum pœnale vel præjudiciale statuendo vel faciendo, sacrosanctam sedem apostolicam directe in hiis scriptis provoco et appello et apostolos peto cum instantia qua possumus, et debeo in hoc casu.

Quos si mihi negaverit iterato ut prius appello subjiciens et supponens dictum Capitulum, et me ejus nomine, omnia bona nostra nobis adhærentes et adhærentia protectioni et tuitioni sedis apostolicæ supradictæ, protestans de ista appellatione innovenda, corrigenda et in meliori forma redigenda, dictoque patri notificanda, quotiens et quando Capitulo et mihi ejus nomine videbitur expedire.

Lecta fuit ista appellatio in vigilia S. Laurentii in præsentia Ricardi Botemund, notarii, et dominorum Alani de Humbelton et Hugoni de Otringham, vicariorum; A.D. etc. nono.

notified to Archbishop.

Non fuit notificata dicto Patri.

Archbishop tural Dean of erley to seize rycy's end for him.

clxxvij. b. 3.*—Willelmus, permissione divina [etc.] Dilecto filio Decano nostro Beverlacensi, Salutem gratiam et benedictionem.

Quia ex relatione fide dignorum concepimus quod Magister

* This document is written in the margin in a later, fifteenth-century, hand, in lieu of what appears to be the same in the text partially erased.

P. Emerycy, quondam Canonicus ecclesiæ nostræ Beverlacensis in fatum decessit in partibus Gallicanis.

Quocirca tibi firmiter injungimus et mandamus quatinus omnes fructus provenientes de præbenda, quam idem Magister P. tenuit in ecclesia nostra Beverlacensi dum vixit, a die mortis suæ usque ad diem admissionis Domini Willelmi de Estden ad præbendam prædictam in quorumcunque manibus extiterant, auctoritate nostra sequestrari, et sub arcto sequestratione [teneri] facias, donec aliud a nobis receperis in mandatis; fructus insuper instanti autumpno, prout melius poteris vendere atque emptores eorum nobis facias obligari pro eisdem, prout super hoc vobis magis videretur expedire,

Impedientes quoscunque canonica monitione præmissa censura ecclesiastica compescendo. Valete.

Datis apud Lokyngton ultimo die Julii Pontificatus nostri anno quarto et A.D. etc. nono.

* Scribe hoc cum isto ad tale signum.

* Memorandum quod dictus Archiepiscopus in vita sua restituit viginti quinque marcas pro defectibus domorum dictæ præbendæ, et decem marcas pro capa chori; et totum residuum per ipsum Archiepiscopum receptum, executores sui post mortem suam restituerunt: et tota pecunia restituta fuit in festo episcopi S. Martini præter xxv marcas.

While alive the Archbishop gave back 25 marks; and his executors the rest.

Littera Domini Archiepiscopi pro executione Mandatorum Capituli.

clxxviij. b. 2.—Willelmus permissione divina [etc.] dilectis filiis archidiacono [etc. as in i. 3, p. 4-5, directing enforcement of Chapter's mandates for thraves].

1309. 5 Sept. Archbishop to Archdeacon and rectors &c. of Eastriding.

Cautio de indemnitate.

clxxviij. b. 1.—Omnibus has litteras visuris vel audituris Walterus de Glovernia, canonicus ecclesiæ [etc.], Salutem in amplexibus Salvatoris.

1309. 29 August. Canon Wr. of Gloucester to a

* The note is written at bottom of one page, and the memorandum at bottom of the next.

The Chapter having directed the parishioners of Cottingham to collect the thraves belonging to my prebend and safeguard them, as they fear proceedings for so doing, know that I am bound to indemnify them.

Cum Capitulum [etc.] parochianos de Cotingham, quod travas ejusdem S. Johannis de anno instanti ad præbendam meam spectantes ad [h]orrea sua colligerent, et ibidem depositas salvo custodirent, quousque a me seu procuratore meo inde fuerint requisiti, monuisset, ac iidem parochiani, si eisdem monitionibus paruissent, timent se inde ab aliquibus molestari; Noveritis me teneri et per præsentes obligari ad conservandum ipsos parochianos omnes et singulos inde indempnes contra quoscunque.

In cujus rei testimonium præsentibus sigillum meum apposui; et quia sigillum meum plerisque est incognitum, sigillum capituli antedicti per modum collationis apponi procuravi.

Datis Beverlaci iiij Kalendas Septembris A.D. etc.

Littera directa Archiepiscopo Cantuariensi pro quæstoribus hujus ecclesiæ, ut patet.

1309. 12 Sept. Chapter to Robert [Winchelsea] Abp. of Canterbury.

clxxviij. b. 3. — Dei gratia Venerabili in Christo patri Domino Roberto, Cantuariensi Archiepiscopo, totius Angliæ primati, Capitulum [etc.], Salutem cum reverentia et honore debitis tanto patri.

We hear your fatherhood has lately revoked and suspended all briefs on behalf of Hospitals for the Poor and other miserable persons, and all collections without your special license.

Quum, ut intelleximus, vestra paternitas certis causis et legitimis excitata, litteras ex[h]ortationis et caritativæ monitionis, per Vos, officialem vestrum ac alios vestræ Cantuariensis ecclesiæ suffraganeos, diversis domibus Pauperum hospitalium ac aliis miserabilibus personis gratiose concessas, ad subveniendum eisdem domibus et personis per pias elemosinas et grata subsidia caritatis duxit nuperrime revocandas; ac omnes quæstores quæstioni hujusmodi insistentes, ab ex[h]ortationis et hujusmodi quæstus officio suspendendo, donec inde a vobis seu Officiali vestro licentiam optinuerit specialem;

Please grant one to Elias of Lumby, collector for the completion of the new work at the Minster.

Vestram paternitatem in Domino requirimus et rogamus quatinus Elye de Lumby, clerico, præsentium exhibitori, ad petendum colligendum, et recipiendum elemosinas pia fidelium devotione ad consummationem novi operis ecclesiæ nostræ collatas et conferendas, assignatas et assignandas procuratori nostri et nuntio speciali, ut, non obstantibus præmissis revocatione et suspensione, officium quæstoris in vestra provincia licite valeat exercere secundum vim, formam et effectum sui procuratorii inde facti litterarum apostolicarum et aliarum litterarum diversorum prælatorum, quas nobis, si necesse fuerit, et omnibus quorum interest

ostendi volumus temporibus opportunis, dignemini indulgere, et super hujusmodi indulgentia vestras litteras concedere munere caritatis.

Ad exaltationem et regimen ecclesiæ suæ sanctæ Altissimus vos conservet temporibus diuturnis. ij Idus Septembris, A.D. [etc.]

Littera executoria.

clxxxj. 2.—W. de Cravene [etc. as on p. 257] una cum religiosis viris et discretis Prioribus de parco de Helagh [etc. as on p. 257] juxta formam commissionis vobis factæ, quam vobis mittimus inspiciendam nobisque illico remittendam Religiosi et discreti viri Domini Prioris de Novoburgh [etc. as on p. 257] Commissarius, Discreto viro auditori Capituli [etc.] : Salutem [etc.].

1309. 15 Dec. W. of Craven a parson of York Minster, Commissioner of the Prior of Newburgh, together with the Priors of Helagh Park and S. Andrew's, York, to the Chapter's Assessor.

Quum Dominum Robertum de Harpham rectorem [etc.] propter suam manifestam contumaciam ad instantiam Magistri Johannis de Nassington, præbendarii [etc. as in last] coram nobis contractam excommunicavimus justitia id poscente [etc.].

Publish excommunication of Rt. of Harpham, rector of S. Nicholas, for his contumacy.

Littera directa Episcopo Lincolniensi, pro quæstore hujus ecclesiæ.

clxxix. 3.—Venerabili in Christo Patri Domino J. Dei gratia, Episcopo Lincolniensi, Capitulum [etc.].

1309. 12 Sept. Chapter to J. Bishop of Lincoln.

De multiplicibus et infinitis beneficiis nobis et nostris ecclesiæque nostræ per vos et vestros hactenus liberaliter impensis, et in futurum etiam, concedente Altissimo, impendendis, vobis grates referre non sufficimus ; sed ipse vobis retribuat, qui est bonorum omnium retributor, de vestra solita benignitate confisi ;

We are not sufficiently able to thank you for past favours. Please let our collector collect in your diocese.

Vestræ paternitati reverendæ [h]actenus, iteratis vicibus supplicamus, quatinus Elyæ de Lumby, clerico, latori præsentium ad petendum [etc. as in last to speciali] ut officium [etc. as in last]. Conservet vos Altissimus per tempora longa et feliciter successiva. ij Idus Septembris [etc.].

Littera pro clericis chori ordinandis apud Rippun in vigilia S. Matthæi Apostoli.

clxxix. 3.—As in xlv above on behalf of—

For acolyte : R^d^ of Otrinham and J. of Swyne ;

16 Sept. Chapter to Abp. of York to ordain Minster clerks.

2 to be acolyte, 7 to be Subdeacon. 4 to be Deacon. 2 to be Priest.

For sub-deacon: Benedict of Feriby, Walter of Feriby, J[a] of Grimsby, J[a] of Fittelinge, J[a] of Risceby, W[m] of Rillington, J[a] of Sledemere;

For deacon: Adam Eboracensis, Th. of Watton, Ralph of Roldeston, R[t] of Wetewang;

For priest: R[t] of Herthby, W[m] of Leverton;

xvj Kalendas Octobris.

Littera super violatione libertatis de travis.

1309. 17 Sept. clxxix. b. 2.—Capitulum [etc.] Discreto viro Domino Officiali Estreding [etc.] Cum in omnes [etc. as in cxxj. b. 2] ad præbendam Magistri Walteri de Glovernia, Canonici et confratris nostri spectantes, de carucis Monialium de Brunnum in campis de Brunnum provenientes de A.D. m°ccc^mo nono [etc. as in cxxj. b. 2].

Commissio attornati in Banco.

1309. 30 Sept. clxxix. b. 3.—Commission appointing Thomas of Burton chapter's attorney in Banco vel alibi, before King's justices, as on p. 84.

Executio pro decima triennali.

1309. 19 Oct. Assessor to S. Mary's Abbey York, sub-collectors of tenth for 3 years. clxxx. 1.—Venerandæ religionis viris Dominis Abbati et Conventui Monasterii B. Mariæ Eboracensis Auditor causarum Capituli [etc.], Salutem cum devotis reverentia et honore.

Mandatum vestrum recepimus continentiæ infrascriptæ.

Abbas et Conventus Monasterii Beatæ Mariæ et cetera, prout in cophino de A.D. m°ccc^mo sexto poterit inveniri.

Certificatio dicti mandati.

Quod quidem mandatum [as in cxxxviij. 2 down to executi, with the addition of personis infrascriptis dumtaxat exceptis].

Verum quia Dominus Archiepiscopus habet et habuit a die confectionis suæ corrodium suum in Bederna, contra ipsum non sumus aliqualiter executi mandatum vestrum, nec id facere auderemus, nisi hoc esset specialiter demandatum, præcipue cum prædictum corrodium inter cetera bona Archiepiscopi memorati, ut asseritur, sit taxatum:

Ad hæc quia intelleximus quod non est custos communæ, nec communa in ecclesia prædicta, quæ in victualibus consistat; pro eo, quod corrodia Canonicorum in dicta Bederna dudum a præbendis per bonæ memoriæ Dominum Johannem, olim Eboracensem Archiepiscopum, separata, et Canonicis residentibus, loco communæ et cotidianæ distributionis attributa, per Venerabilem Dominum W. Dei gratia nunc [etc.], præbendæ sunt ex certis causis et legitimis totaliter redintegrata; ipsos tamen Canonicos omnes et singulos, quod de dicta decima quilibet eorum ratione sui corrodii contingente pro utroque termino satisfaciant competenter monuimus vice vestra.

As there is no Keeper of the Commons, nor is there any common fund of the Church, as the corrodies which were separated from the prebends and given to the Canons Resident by Abp. John the Roman have been restored to the prebends by the present Abp. we have summoned the several Canons to pay.

In Domino Jesu Christo feliciter valeatis.

Datis Beverlaci xiiij Kalendas Novembris [etc.].

Revocatio sententiæ excommunicationis.

clxxx. b. 1.—Abbas et Conventus [etc. as on p. 254 *mutatis mutandis*]. 1309. 20 Oct. Abbot and Convent of S. Mary's York. to Assessor of Chapter of Beverley.

Quia per litteras vestras accepimus quod corrodium Domini Archiepiscopi in Bederna Beverlaci in manu ejusdem Domini immediate existit, nec intentionis nostræ fuit nec est contra personam ipsius Domini aliquam proferre sententiam, cum corrodium illud separatim a ceteris bonis præfati Domini Archiepiscopi sub nomine cujusdam Walteri le Botiler, perceptoris ejusdem, in nostris rotulis sit taxatum;

As you tell us the Archbishop's corrody is in his own hands, and we had no intention of pronouncing excommunication against him, the corrody being entered on our rolls as in the hands of Walter Butler;

Nosque sententiam quam contra portionarium præfati corrodii per nos latam, quantum ad personam Domini Archiepiscopi attinet revocamus;

Vobis mandamus auctoritate, qua fungimur in hac parte, firmiter injungentes, quatinus ipsam sententiam sic revocatam esse et penitus relaxatam in locis, quibus necesse fuerit, publice nuntietis.

proclaim the revocation of the excommunication.

Datis Eboraci xiij Kalendas Novembris [etc.].

Certificatio ut patet.

clxxxj. 3.—Venerandæ religionis viris [etc. as on p. 254]. Auditor Capituli [etc.]. 1309. 23 Oct. Chapter's Assessor to Abbot and Convent of York.

Mandatum vestrum, viz. in cophino de A.D. etc. sexto.

Quod quidem mandatum quatinus potuimus et ausi fuimus executi, verum quia Dominus Archiepiscopus omnes fructus

The prebend of the late Peter

Emerycy is in the Archbishop's hands so I have not dared to proclaim excommunication in respect of it, without special command to do so.

et proventus dictæ præbendæ, pro eo, quod Magister Petrus Emerycy dudum præbendarius ejusdem præbendæ, ut dicitur, obiit intestatus, sequestravit et etiam occupavit, et adhuc detinet occupatam, de ipsisque intendit disponere et etiam ordinare, prout ad salutem animæ dicti defuncti viderit expedire, ipsum patrem per censuras, nec per interpositionem sequestri ad solutionem dictæ decimæ non auderemus compellare quoquo modo, nisi hoc fieri contra ipsum specialiter mandassetis.

But he has promised to pay in respect of it on being asked.

Dictus tamen Pater super solutione dictæ decimæ per nos præmunitus et etiam requisitus, promisit quod inde satisfieri faciet competenter.

Feliciter [etc.] x Kalendas Novembris [etc.].

Littera testimonialis, ut patet.

1309. 23 Oct. Chapter's Assessor to S. Mary's Abbey, York.

clxxx. 3.—Venerandæ religionis [etc. as in last] subcollectoribus [etc. as on p. 176] per quinquennium dudum impositæ et per triennium colligendum in [etc. as on p. 176] Auditor [etc. as in last].

As benefices under 6 marks a year valuation are exempt from the 3 years tenth, unless the holder is benefited elsewhere,

Cum beneficiatus, cujus beneficium non excedit valentiam sex marcarum, nisi alibi beneficiatus existat, ad solutionem dictæ decimæ triennalis, ut intelleximus, minime teneatur;

Wm. of Anlaby, portioner in the Minster of the portion, formerly held by Robert of Cross, has no other benefice than his portion which is valued at only 4 marks, as appears by inspection of our rolls.

Nos dilecti nobis in Christo Magistri Willelmi de Anlanby, portionarii illius portionis in ecclesia prædicta, quæ fuit olim Roberti de Cruce, precibus excitati, vobis innotescimus per præsentes quod idem Willelmus prædictæ portionis portionarius nullum habet beneficium ecclesiasticum præter portionem prædictam, quæ ad quatuor marcas dumtaxat est taxata, prout per inspectionem rotulorum nostrorum inde factorum vobis constare poterit evidenter.

Please supersede execution against him, and absolve him from excommunication if any has been issued against him.

Quocirca vestræ dominationi placeat Reverendæ in executione facta contra dictum portionarium, et etiam facienda, prætextu decimæ memoratæ omnino supersedere, ipsum a sententia excommunicationis, si qua in ipsum ex causa præmissa lata fuerit, absolvendo.

In eo qui est vera salus feliciter valeatis.

Sealed with Chapter Seal.

In præmissorum testimonium sigillo Venerabilis Capituli prædicti præsentes fecimus communiri.

Datas Beverlaci x Kalendas Novembris [etc.].

Commissio ad cognoscendum in causa.

clxxxj. 1.—Prior de Novoburgo, Eboracensis diocœsis, judex unicus inter partes infrascriptas a sede apostolica deputatus, Discretis viris Prioribus de parco de Helagh, ordinis S. Augustini, Eboracensis diocœsis, et S. Andreæ, Eboracensis, ordinis de Sempingham, ac Domino Willelmo de Craven in ecclesia Beati Petri Eboracensis personatum optinenti, Salutem et mandatis apostolicis firmiter obedire.

1309. 26 Nov. Prior of Newburgh judge assigned by the Papal See to the Priors of Helagh Park, of the order of S. Augustine, and S. Andrew's, York of the order of Sempringham and to Wm. of Craven a parson of York Minster.

De vestris et cujuslibet vestrum circumspectione et industria plenius confidentes, ad procedendum, cognoscendum, statuendum, diffiniendum et exequendum in causa seu causis nobis ab eadem sede commissis, quæ vertuntur seu verti sperantur, vertitur seu verti speratur inter Magistrum Johannem de Nassington, præbendarium altaris S. Martini in ecclesia Beverlacensi, et Robertum de Harpham, rectorem, ut dicitur, ecclesiæ S. Nicholai in Beverlaco, Eboracensis diocœsis, secundum litterarum apostolicarum nobis directarum [tenorem], vobis et cuilibet vestrum per se, nullius absentia seu excusatione alterius expectata, committimus vices nostras, quousque eas ad nos duximus revocandum.

We commit to you until we see fit to recall it the duty of hearing and determining the case between Canon John of Nassington, prebendary of S. Martin's altar in Beverley Minster, and Rt. of Harpham, rector of S. Nicholas Beverley.

Datis Eboraci vij Kalendas Decembris A.D. m°ccc^mo nono.

Littera pro excommunicato capiendo.

clxxx. b. 2.—Nobili viro, Domino Johanni Cras, Humile Capitulum [etc.], Salutem in eo qui est omnium vera salus.

1309. 13 Dec. Chapter of Beverley to Sir John Cras.

Cum Thomam Daraynes de Dreuton, propter suam manifestam contumaciam pariter et offensam jam diu excommunicavimus consuetudine jureque ecclesiæ nostræ id poscentibus, ac idem Thomas in eadem excommunicationis sententia per annum et amplius animo perseverat fortius indurato, claves ecclesiæ nequiter contemnendo;

We have excommunicated Thomas Daraynes of Drewton, but for a year he has endured it with hardened heart.

Vestram discretionem requirimus et rogamus quatinus contra dictum Thomam, ad ejus contumaciam reprimendam, cum ecclesia non habeat ultra quid faciat, non expectato regio mandato, secundum tenorem privilegiorum nostrorum a regibus Angliæ nobis inde concessorum et in comitatu vestro multitotiens publicatorum, velitis brachium extendere seculare.

Without waiting, for royal writ, as our privileges often published in your county allow, extend the secular arm to repress his contumacy.

In Christo feliciter valeatis.

Datis Beverlaci xiij die mensis Decembris A.D. m°ccc^mo nono, et anno regni Regis Edwardi filii Regis Edwardi tertio.

This letter issued as a letter close by order of 3 Canons then making a chapter.

Hæc littera emanavit clausa, de præcepto Capituli Magistris Waltero de Glovernia, Henrico de Carlton, et Johanne de Nassington, canonicis, tunc Capitulum facientibus.

Littera pro clericis chori ordinandis xiij Kalendas Januarii apud Pokeligton. Wytham.

1309. 18 December.

clxxx. b. 3.—Venerabili [etc.]:

For subdeacon: John of Botel in Coupland.

For deacon: Wm. Waryn, Jn. of Cave, Wm. of Haytefeld.

Datis in capitulo nostro xv Kalendas Januarii A.D. m° trecentesimo nono.

Adquietancia decimæ de communa.

1309. 17 Dec. Receipt by S. Mary's Abbey as collectors of Tenth, from Common Fund of the Minster, which consists in victuals, of 80s. 8d. in part payment for second term of first year: being for every portion, except that of S. Mary's prebend, which paid nothing, 8s. 8d.

clxxx. b. 4.—Noverint universi quod nos Abbas et Conventus [etc.] recepimus de communa ecclesiæ Beverlacensis, quæ in victualibus consistit, quinquaginta solidos octo denarios, in partem solutionis pro secundo termino primi anni dictæ Decimæ triennalis, viz., pro qualibet portione ejusdem communæ, excepta portione, quæ pertinet ad præbendam S. Mariæ, quæ nichil solvit, octo solidos et quatuor denarios.

Datis Eboraci xvj Kalendas Januarii A.D. m°ccc^mo nono.

Littera executoria.

1309. 18 Dec. J. of Craven, one of the parsons of York Minster, as Papal delegate, to Chapter's Assessor.

clxxxj 2.—J. de Cravene [etc., as on p. 257] una cum religiosis viris et discretis, Prioribus [etc., as in same] juxta formam commissionis nobis factæ, quam vobis mittimus inspiciendam nobisque illico remittendam, Religiosi et discreti viri Prioris de Novoburgh [etc., as in same] commissarius, Discreto viro Auditori Capituli [etc.], Salutem et mandatis apostolicis firmiter obedire.

Robert of Harpham, rector of S. Nicholas, Beverley, has

Quum dictum Robertum de Harpham rectorem [etc., as in same] propter manifestam contumaciam, ad instantiam Magistri Johannis de Nassington, præbendarii altaris S.

Martini in ecclesia Beverlacensi, coram nobis contractam excommunicavimus justitia id poscente, vobis [etc., to publish it] in ecclesiis S. Johannis Beverlacensis, Beatæ Mariæ et S. Nicholai de Beverlaco et per alios vice nostra immo verius apostolica nuntiari facias, ab hujusmodi denuntiatione non cessantes, quousque a nobis aliud receperitis in mandatis.

been excommunicated for contumacy at instance of Mr. J. of Nassington, prebendary of S. Martin's altar; publish it in churches of S. John, S. Mary, and S. Nicholas.

Citantes insuper eundem Dominum Robertum peremptorie, ut sic partium parcatur laboribus et expensis, quod compareat coram dictis collegis nostris aut altero ipsorum, vel nobis, dictove Judice principali, aliis vel alio suis commissariis vel commissario, in ecclesia Beatæ Mariæ ad valvas Eboraci, quarto die juridico proximo post festum Epiphaniæ, dum præfato præbendario secundum formam litterarum apostolicarum, quas vobis mittimus [etc., as above] de justitia responsurus [etc.].

Also summon him peremptorily, so as to save the parties expense, before us or other commissioner in S. Mary's at the doors of York on the 4th law day after Epiphany to answer the said Prebendary.

Et qualiter mandatum nostrum, immo verius apostolicum, fueritis executi dicto judici principali, nobis aut collegis nostris aut alteri ipsorum, aliisve commissariis ad dictum diem constare faciatis [etc.].

Et quia sigillum nostrum pluribus est incognitum sigillum Decanatus Christianitatis Eboracensis una cum sigillo nostro per modum collationis præsentibus est appensum.

Sealed by way of collation with seal of Deanery of Christianity of York.

Datis Eboraci xv Kalendas Januarii anno graciæ m°ccc^mo nono.

Dated York.

Certificatio de obolis marcarum.

clxxxj. b. 2.—Venerandæ discretionis viro, etc.

$130\frac{9}{10}$.

5 January.

Hujus igitur auctoritate mandati de personis ecclesiasticis infra jurisdictionem nostram constitutis infrascriptis pecuniam vobis vel vestro commissario in hac parte, per latorem præsentium numerandam levavimus infrascriptam videlicet,

The Assessor to S. Mary's Abbey. Sub-collectors of Tenth.

Sums raised from Canons and other members of the Minster for Tenth for Holy Land at the rate of ½d. per mark of income. Canons 8, Portionaries 4, Berfellars not liable. The Provost says that if liable he will account direct.

De præbendariis præbendarum,

S. Martini,*
S. Andreæ, xx^d di. quad.
S. Mariæ, xij^d
S. Stephani, xviij^d ob. et quad.
S. Petri, xviij^d ob. et quad.
S. Jacobi, xix^d ob.
S. Michaelis, xij^d ob. et quad.
Et S. Katerinæ, v^d

* Blank in MS.

De portionibus, scilicet, Cancellarii, v^{d}
Sacristæ ix^{d}
Præcentoris, v^{d}
Aurifabri, v^{d}

Item, de Berefellariis ecclesiæ nostræ, xij^{d} si ad solutionem dictæ pecuniæ teneantur.

Dominus Præpositus noster Beverlacensis, cujus bona in spiritualibus non taxantur, licet per nos monitus extiterit, nullam tamen pecuniam nobis solvit; sed responsum fuit per ministros ejusdem, quod si ad solutionem dictæ pecuniæ teneatur, vobis vel commissario vestro in hac parte de dicta pecunia plenarie satisfiet.

Et sic mandatum vestrum sumus plenarie executi. Valeat vestra discretio reverenda in Domino Jesu Christo.

Datis Beverlaci Nonis Januarii A.D. m°ccc^{mo} nono.

Memorandum quod pro Berfellariis nichil erat solutum quia in communa nec est exactum.

Item, Dominus Willelmus de Jafford recepit dictos obolos, et de hiis nullam litteram acquietanciæ voluit facere requisitus.

De executione travarum de Wilardby.

1309/10. 12 Jan. The Chapter, at the instance of Mr. Wr. of Gloucester, having ordered execution for thraves of Willerby and Wolfreton, for the autumn of 1309, and all the inhabitants having been warned in common form; Mr. Wr. of Dean, rector of Kirkella coming to Beverley on the Archbishop's business, asks for suspension of execution, promising full satisfaction. The Chapter with consent of Mr. Wr. suspended it accordingly.

Memorandum, quod cum Capitulum ad instantiam Magistri Walteri de Glovernia mandaverit executionem fieri pro travis de Wilardby et Ulfreton, eidem Magistro Waltero debitis, de autumpno A.D. millesimi ccc^{mo} noni, ac auctoritate Capituli, omnes incolæ de Wilardby et Ulfreton super solutionem dictarum travarum etiam essent moniti legitime et requisiti, secundum consuetudinem ecclesiæ usitatam in executione incepta, Capitulum in forma quæ sequitur suspendit de voluntate Magistri Walteri prædicti; pridie Idus Januarii Magister Walterus de Dene, rector ecclesiæ de Elvelay, venit Beverlacum pro quibusdam negotiis Domini Archiepiscopi et dictum Magistrum Walterum, in persona Domini Johannis de Risindon, rogavit quatinus omnem executionem pro dictis travis faciendam differret et differri faceret, donec cum ipso haberet colloquium personale.

Promisit insuper bona fide quod nullum præjudicium pro hujusmodi dilatione sibi fiet, et quod eidem Magistro Waltero pro suo beneplacito pro dictis travis per ipsum collectis

plenarie satisfiet; idem Magister Walterus audito rogatu dicti Magistri Petri, quod prædicta executio interim suspendatur, amantissime annuebat.

Bulla de injuriis allatis.

clxxxj b. 1.—Clemens [etc.] Priori de Novoburgh [etc. as on p. 257] Conquestus est nobis J. de Nassington [etc. as in same] quod R. de Harpham [etc. as in same] super terris debitis possessionibus et rebus aliis injuriatur eidem; 130$\frac{9}{10}$. 29 Jan. Clement V. to Prior of Newburgh. In matter of Nassington v. Harpham, call the parties before you, and decide, without appeal, and enforce your decision by ecclesiastical censures. Compel evidence by like censures.

Ideoque discretioni tuæ per apostolica scripta mandamus, quatinus, partibus convocatis, audias causam, et appellatione remota, usuris cessantibus, debito fine decidas; faciens quod decreveris per ecclesiasticam censuram firmiter observari.

Testes autem qui fuerint nominati, si se gratia odio vel timore subtraxerint, per censuras, simili appellatione cessante, compellas veritati testimonium perhibere.

Datis Burdegaliæ iiij Kalendas Februarii, Pontificatus nostri anno secundo. Dated Bordeaux.

Littera absolutoria.

clxxxj b. .—W. de Craven [etc. as on p. 257] Auditori Capituli [etc.]. 130$\frac{9}{10}$. W. of Craven to Assessor.

Quum Dominum Robertum de Harpham [etc.] a suspensionis et excommunicationis sententiis, quibus propter suam manifestam contumaciam ad instantiam Magistri Johannis de Nassington, præbendarii altaris S. Martini in ecclesia Beverlacensi, coram nobis contractam per nos auctoritate apostolica extiterat innodatus.* Publish absolution of Rt. of Harpham from excommunication incurred by contumacy in Nassington's matter.

Proceedings against servants of Peter de Mauley, Knight.

liiij.—† in Capitulo nostro pœnam debitam pro suis demeritis recepturi et ulterius facturi, quod consonum fuerit 1310. 11 April.

* Here the document breaks off at the end of a page, the word absol being visible on a fragment of the next leaf, and thirty leaves having disappeared, ccx being the next in order, dated in the year 1319.

† The entry begins thus abruptly owing to the disappearance of seven leaves in front of it; the entry on leaf xlvij being of July, 1309.

An agent of Chapter's to Chapter. List of malefactors summoned to appear before Chapter, with findings of jury against them.

rationi, demandantes puplice, quod sive venerint sive non, contra eos quatinus justum fuerit procedetur.

Qualiter [etc.].

Datis Beverlaci vj Idus Aprilis A.D. m°ccc^mo decimo.

Nomina malefactorum.

Rogerus Barbur.
Thomas le Forster.
Walterus le Ferur.
Henricus de Hergham.
Ricardus Cocus.
Johannes Lethum.
Willelmus le Huscher.
Radulphus le Messager.

Hujus igitur auctoritate mandati, facta inspectione diligenti per clericos et laicos ad hoc specialiter deputatos, super omnibus prædictis, compertum est quod Rogerus Barbur, Thomas Forster, Walterus Ferour, Johannes de Ake, clericus, mareschallus, Willelmus dudum Forster de Lokinton, Henricus de Hergham de Scorburg, Robertus Lethum, Johannes Russel, Ricardus Cocus, Johannes Messanger, servientes domini Petri de Malolcu, et multi alii, quorum nomina ignorantur, præmissa enormia flagitia palam et notorie perpetrarunt; quos citavimus secundum formam mandati vestri quod coram vobis compareant personaliter pro suis demeritis recepturi; et sic mandatum vestrum, quoad præmissa et omnia in eodem contenta, fuimus secundum vim, formam et effectum ipsius plenarie executi. In Domino Jesu Christo feliciter valeatis.

In præmissorum omnium testimonium sigilla nostra præsentibus sunt appensa.

Datis Beverlaci iij Idus Aprilis A.D. m°ccc^mo decimo.

13 April. Sir Peter de Mauley appears before Chapter with his servants, and humbly asks that they may be absolved from excommunication for disturbing St. John's peace.

Idibus Aprilis A.D. m°ccc^mo decimo, comparuit Dominus Petrus de Malolaku, cum servientibus suis, Magistris A. de Pykering, J. de Nassington, et Domino J. de Dyninglon, canonicis tunc Capitulum repræsentantibus, et petiit humiliter servientes suos a sententia excommunicationis majoris quater in anno in ecclesia nostra promulgata in omnes perturbantes pacem Beati Johannis prædicti humiliter absolvi in forma juris.

The Chapter on

Capitulum vero precibus tanti Domini, et aliorum Domi-

norum, excitatum, servientes dicti Domini Petri, de quibus aliquorum nomina super hiis continentur, præstito prius juramento de stando mandatis ecclesiæ, absolvebat; eisque vero in virtute sacramenti præstiti injungebat quod ipsi pacem dicti Sancti nec hic nec alibi infra libertatem Sancti Johannis aliqualiter perturbarent, nec aliquibus infra eandem pacem molestiam inferant vel gravamen; et fuerunt absoluti cum psalmo "Misereri mei Deus" et aliis orationibus consuetis cum percussionibus virgarum; penitentia vero eisdem infligenda ob violentiam impetratam ex causis certis et legitimis reservatur.

his petition and that of other lords, absolved the servants; and enjoining them never again here or elsewhere to break S. John's peace within the liberty;

with Psalm Miserere and other usual prayers, and strokes of rods, penance reserved.

Factaque absolutione dictorum servientium dicti Domini, Petrus de Malolako, Johannes de Hothum et Galfridus de Hothum, milites, et alii de consilio dicti Domini Petri, pro eo quod communicabant cum dictis servientibus excommunicatis beneficium absolutionibus sibi impendi a Capitulo humiliter flexis genibus postulabant.

Peter together with John and Geoffrey of Hotham, Knights, and others of Sir Peter's Council asked on their bended knees absolution for communicating with the servants when excommunicate.

De jurisdictione tenentium de Ettonholme.

Dominus Willelmus de Melton, Præpositus ecclesiæ Sancti Johannis Beverlacensis, intendit probare quod ipse et prædecessores sui, Præpositi ecclesiæ prædictæ, fuerunt in possessione exercitii jurisdictionis incolarum de Ettonholme, et adhuc sunt, viz. citandi, corrigendi, reformandi, excessus puniendi, cognoscendi, diffiniendi et omnia et singula faciendi, quæ pertinent ad jurisdictionem spiritualem illius loci, et hoc a tempore a quo non extat memoria.

Wm. of Melton, Provost, intends to prove that he and his predecessors exercised jurisdiction spiritual over the inhabitants of Ettonholme.

De jurisdictione tenentium de Octonholme.

liiij. 3.—vj Idus Aprilis A.D. m°ccc^mo decimo, Magister Radulphus de Anlanby, Officialis Præposituræ, coram Capitulo personaliter comparuit, Magistris Waltero de Glovernia, Roberto de Pikering, Johanne de Nassington, tunc Capitulum facientibus; et petiit nomine Domini sui quod Capitulum permitteret Dominum suum exercere jurisdictionem spiritualem de tenentibus de Octonholm, sicut ipse et prædecessores sui facere consueverunt;

1310. 8 April. Ralph of Anlaby, Official of Provostry to Chapter.

Asks that the Provost may exercise jurisdiction over the tenants of Octonholme and was prepared to prove his right to do so.

Et quod exercuerunt jurisdictionem prædictam de tenentibus prædictis optulit se in forma juris probaturum;

Et responsum fuit sibi per Capitulum, quod Capitulum

Chapter answer that they are in

possession of the jurisdiction, but assign a day to Provost's Official for hearing witnesses.

erat in possessione juris vel quasi exercendi jurisdictionem prædictam, verum tamen assignabant eidem Officiali diem lunæ proximum sequentem ad ostendendum evidentias super petitione sua et ad producendum testes super eadem.

Quo die comparuit et testes produxit jurandos et examinandos summarie per Magistros Robertum de Byham, Cancellarium, et Johannem de Risindon, Auditorem Capituli; et præfixerunt eidem Officiali diem Sabbati proximum post instans festum Ascensionis Dominicæ ad audiendum publicationem attestationum et ulterius faciendi quod juris fuerit et consonum æquitati.

Decretum pro Magistro Waltero de Glovernia.

1310. 8 April. Mr. Wr. of Gloucester canon, intended to build at his own cost the wood-work in N. bell tower of the church, with timber belonging to the works and had many logs felled for the purpose, but had not been able to carry it out, and it was threatened by some that Mr. Walter should pay for the timber thus cut, whereon he appeared in Chapter, and said he had from the beginning told the then Masters of the Works J. of Swine, and J. of Hornsea, that he would not buy timber, iron, lead or anything then in the works, but otherwise would bear all the expense in connection with it and asked for a Chapter decree.

liiij. b. 2.—Memorandum quod Magister [etc.] hujus ecclesiæ canonicus, opus ligneum in campanario boriali ecclesiæ memoratæ, in quo penderentur quatuor magnæ campanæ, super opus lapideum, de mæremio operis præfatæ ecclesiæ proposuisset suis sumptibus construxisse, ac multa ligna de mæremio operis prædicti ad opus prædictum excidi fecisset, tandem cum opus ligneum prædictum, ut tunc a Magistro operis hujus ecclesiæ asserebatur, in virtute sacramenti præstiti, effectum optatum sortiri minime potuisset; ac etiam per quosdam essent comminationes factæ, quod dictus Magister Walterus deberet solvere operi hujus ecclesiæ pretium seu valorem mæremii, quod ad opus prædictum fecerat excidi;

Idem Magister Walterus vj Idus Aprilis A.D. m°ccc^mo decimo in Capitulo personaliter comparuit, Magistris Roberto de Pikering et Johanne de Nassington una cum ipso et Johanne de Risindon, tunc causarum Capituli Auditore, comparuit, exposuitque eidem Capitulo ac etiam recitavit qualiter ad prædictum opus faciendum motus fuerit, et qualiter ab initio protestabatur (*sic*) coram Dominis Johanne de Swyna et Johanne de Hornse, Magistris operis, se nolle mæremium vel ferrum vel plumbum seu aliquod alium quod in opere tunc extitit emere, sed aliunde omnes sumptus facere quos ipsum opus requirebat; petens decretum Captuli super præmissis, an ipse ad valorem seu pretium dicti mæremii, per ipsum seu de mandato ipsius sic excisi et carpentati teneretur;

Capitulum vero, auditis præmissis, ad valorem ipsius mære-

mii dicto operi solvendum decrevit non teneri; ipsumque ex bono proposito suo ac etiam voluntate multipliciter commendabat.

The Chapter held he was not bound to pay for the timber and much commended him for his good purpose and will.

Et sic quantum ad præmissa recessit totaliter absolutus.

Juramentum personale Domini Willelmi de Estdene.

1310.
10 May.

liiij. b. 3.—vj Idus Maii [etc.] Dominus Willelmus de Estdene, hujus ecclesiæ canonicus, in Capitulo iu habitu sæculari comparuit; habitoque tractatu cum Magistro H. de Carlton tunc Capitulum repræsentante, exivit Capitulum, et induit habitum regularem, rediensque in Capitulum admissus fuit in canonicum et in fratrem, cum osculo fraternitatis, et investitus in spiritualibus per librum, et in temporalibus per panem.

Sir W. of Eastdean, canon, appeared in Chapter in lay dress and, after discussion with Mr. H. of Carlton, went out and put on regular habit; and returning was admitted Canon and brother, with the kiss of peace, and invested with the spiritualities by book, and temporalities by loaf;

Quibus actis juramentum præstitit consuetum, et installatus fuit per Dominum J. de Risendon hujus ecclesiæ Camerarium, et post assignatus fuit sibi locus in Capitulo.

made the customary oath and was installed, by the Chamberlain, and then assigned place in Chapter.

Qui statim protestabatur se velle facere medietatem residentiæ suæ de hoc anno.

Protested that he intended to reside this year.

Idem vero Willelmus, alias admissus fuit per procuratorium ut supra in viij° folio.*

Littera acquientanciæ contra T. de Grymmesby.

1310.
27 June.

lv. 1.—Universis pateat per præsentes quod ego Thomas de Grymmesby, presbiter cantariæ quam inclitæ recordationis Dominus Edwardus, dudum Rex Angliæ, in ecclesia Beati Johannis Beverlacensis ordinavit, recepi de venerabili Capitulo Beati Johannis prædicti per manus Domini Johannis de Risindon, dictæ ecclesiæ Camerarii, nomine stipendii mei mihi ratione dictæ cantariæ debiti a iij Kalendas Aprilis A.D. m°ccc^mo nono usque ad idem festum anno revoluto, centum solidos bonorum et legalium sterlingorum;

T. of Grimsby, Chantry Priest of Edward I.'s chantry.

Receipt for 100s. for his salary for 30 March 1309-10.

Renuntians pure, sponte et absolute, omni actioni mihi contra dictum Capitulum ex hac hora inantea, ad petendum quodcunque stipendium, occasione dictæ cantariæ, mihi dudum per ipsum Capitulum collatæ qualitercunque competenti seu competituræ:

Renouncing all right of action against the Chapter for any stipend in respect of the same from this time.

* See above, p. 234.

Promittens bona fide, quod dictum Capitulum occasione dictæ cantariæ nunquam vexabo, nec vexari aliqualiter præstabo; et si qua actione contra dictum Capitulum, quod absit, qualitercunque intenta vero super præmissa cantaria, seu stipendio mihi pro dicta cantaria solvi consueto, volo et concedo quod dicta actio inanis et irrita reputetur.

In cujus rei testimonium sigillum meum præsentibus est appositum.

Datis Beverlaci v Kalendas Julii A.D. m°ccc^mo decimo.

Littera monitoria pro travis, seu pensionibus consuetis solvi pro eisdem*

1310. 11 Sept. Chapter to Dean of Buckrose.

Warn and induce the Rector of Settrington to pay pension or rent of 8s. 4d. for thraves of the parish due on 24 June yearly to S. Andrew's prebend, of which Canon Wr. of Gloucester is prebendary, and now maliciously withheld for 9 years.

Iv. 2.—Capitulum [etc.] Decano de Bukross: Salutem [etc.].

Moneatis et efficaciter inducatis Rectorem ecclesiæ de Seterington in ecclesia parochiali de Seterington, vel alibi, prout melius videritis expedire, ita solempniter et publice quod ignorantiam nequeat prætendere in hac parte, ut infra novem dies [etc. as on p. 58 above] de annua firma seu pensione quinque solidorum quatuor denariorum ad præbendam Magistri Walteri de Glovernia, concanonici et confratris nostri, præbendæ S. Andreæ in ecclesia nostra præbendarii, spectante, de prædicta ecclesia pro travis parochialibus de Setryngton notorie debitis in festo Nativitatis S. Johannis Baptistæ annuatim prædicto Magistro Waltero, et prædecessoribus suis in ecclesia nostra, ratione præbendæ suæ prædictæ, per manus Rectoris dictæ ecclesiæ, qui pro tempore fuerit, a tempore cujus memoria non existit solvi consueta, per ipsum Rectorem, qui nunc est, in animæ suæ pergrande periculum et juris et libertatis ecclesiæ nostræ grave præjudicium, et dicti concanonici nostrum dispendium non modicum et gravamen, per novem annos malitiose

* Only four days before the date of this document, on 7 Sept., at Newcastle-on-Tyne, Letters Patent had issued containing an Inspeximus and confirmation by Edward II. to the Provost and Canons of the Letters Patent of Nov. 5 John, commanding the men of Holderness to deliver at the door of the granges of the Minster thraves of corn, as the King does for his demesne lands in the Wold, and the Justice of England, or Sheriff of Yorkshire, whichever may be called on, to imprison the defaulters till satisfaction is made.—Pat. 4 Edward II., pt. iv., m. 11, *Calendar of Patent Rolls*, 1307-1313, p. 286.

detenta et substracta, pro toto tempore prædicto satisfiat competenter.

Alioquin [etc.].

xj die mensis Septembris [etc.].

Thraves of Cottinghamsoken.

lv. b. 2.—Memorandum quod in autumpno anni Domini m^mi^ccc^mi decimi Magister Walterus de Glovernia, præbendarius præbendæ S. Andreæ, percepit travas suas de Cotynghamsoken per Dominum Johannem Bygod, tunc Rectorem ecclesiæ de Cotingham, per iiij^or annos detentas malitiose, per potentiam sæcularem; 1310. Memo. that this autumn W. of Gloucester received the thraves of the soke of Cottingham, through secular power, withheld by Jn. Bygod, rector, for 4 years.

Quas travas Dominus Ricardus de Byrkyng et Willelmus de Hasthorp, capellani, colligerunt nomine dicti Magistri Walteri, et in domum dicti Magistri Walteri Beverlaci cariari fecerunt. They were collected and carried to his house in Beverley.

De eodem anno satisfactum fuit eidem de annua pensione v^s iiij^d de ecclesia de Setryngton sibi ratione præbendæ annuatim debita per ipsum Johannem Bygod per ix annos detenta. The same year the Settrington pension withheld by the same J. Bygod, was paid.

lv. b. 3.—Nonis Octobris decessit Dominus Willelmus de Normanton, vicarius, et nil habuit; vix unde potuit funerari. 1310. 7 Oct. Death of W. of Normanton vicar, leaving barely the worth of his funeral expenses.

Thomas de Grimesby.

lv. b. 4.—Die Lunæ iiij^to Idus Octobris, anno supradicto, admissis fuit Dominus Thomas de Grimsby ad vicariam suam, ad præsentationem Magistri Henrici de Carleton, in forma consueta: 12 Oct. T. Grimsby admitted to the vicarage

Et installatus fuit et in corporalem possessionem inductus per Dominos Hugonem de Ottringham et Johannem de Swyna, vicarios, de mandato capitali, etc. and installed.

Pridie Idus Octobris

lv. b. 5.—Anno supradicto Admissus fuit Ricardus de Otringham, diaconus, ad vicariam suam, vacantem per resignationem Domini Alexandri de Cave, ad præsentationem Domini Willelmi de Melton in forma consueta. Et instalia- 14 Oct. Rd. of Ottringham admitted vicar on resignation of Alexander of Cave.

tus fuit vice Camerarii, et in corporalem possessionem inductus, per Dominos Robertum de Syglesthorn et Hugonem de Ottringham, vicarios, de mandato Capituli etc.

Sexto Kalendas Januarii

1310. 27 Dec. Death of Wr. of Gloucester, at Sutton-on-Trent.

lv. b. 6.—A.D. m°ccc^mo decimo obiit Magister Walterus de Glovernia, hujus ecclesiæ Canonicus, apud Suttonam super Trentam.

Sequestration of his goods.

In Dei nomine Amen. Quum Magister Walterus prædictus diem suum clausit extremum, Nos Auditor venerabilis Capituli S. Johannis omnia bona ipsius Magister Walteri infra jurisdictionem nostram existentia sequestramus Inhibentes, etc.

Admissio Johannis de Sandale.

131$\frac{0}{1}$. 5 Jan. Admission by Robert of Bytham, Chancellor, Special Commissary of Chapter, in the absence of J. of Risingdon, Assessor, of John of Sandal to canonry and prebend of S. Andrew, vacant by death of W. of Gloucester, on collation of Archbishop.

lv. b. 7.—Acta in Capitulo, Nonis Januarii A.D. m°ccc^mo decimo, coram Magistro Roberto de Bytham, hujus ecclesiæ Cancellario, ad infrascripta per Magistros Robertum de Pykering, Johannem de Nassington, Dominos Johannem de Dynigton et Willelmum de Sothill, hujus ecclesiæ canonicos, propter absentiam Domini Johannis de Rysingdon tunc capituli Auditoris, commissario specialiter deputato.

Cujus commissionis talis est.

Commissio.

R. de Pykering [etc. as above] Dilecto [etc.] Roberto de Bitham, ecclesiæ prædictæ Cancellario, Salutem in omnium Salvatore.

Cum venerabilis pater [etc.] præbendam S. Andreæ per mortem bonæ memoriæ Magistri Walteri de Glovernia, quondam præbendarium ejusdem, in prædicta ecclesia vacantem, venerabili et discreto viro, Domino Johanni de Sandale, Domini nostri Regis Angliæ illustris tesaurario jam contulerit, Capituloque Beverlacensi per suas litteras mandaverit, quod ipsum admitteret in canonicum et in fratrem, stallo in choro et loco in Capitulo eidem vel suo procuratori ad ipsam præbendam pertinentibus assignatis, ac procuratore prædicti Domini Johannis ad nos accedente et graviter conquerente, quod in ecclesia nostra prædicta nullum canonicum vel alium ministerialem nostrum invenit, qui mandatum Domini nostri Archiepiscopi potuit adimplere;

Nos vero in civitate Eboracensi existentes arduis et urgentibus negotiis occupati, ceteris nostris confratribus et concanonicis agentibus in remotis, adeo quod nullus nostrum valet ad præsens ad ipsam ecclesiam commode declinare pro mandato hujusmodi exequendo, ipsumque negotium ob reverentiam Domini nostri Archiepiscopi et personæ prædicti Domini Johannis expeditionem celerem exigat et requirat;

Vobis, de cujus fideli industria plenam fiduciam reputamus, ad admittendum præfatum Dominum Johannem, vel procuratorem ipsius suo nomine, in nostrum concanonicum et in fratrem, et ad recipiendum a procuratore prædicto de observandis statutis et consuetudinibus ipsius ecclesiæ solitum juramentum, stallum in choro et locum in Capitulo eidem assignando, et omnia alia faciendo et exercendo, quæ secundum consuetudinem ecclesiæ nostræ prædictæ, in hujusmodi fuerint oportuna, committimus vices nostras;

Certificantes nos, vel Auditorem nostrum per vestras patentes litteras harum series continentes qualiter præsens mandatum nostrum fueritis executi.

In cujus rei testimonium sigilla nostra præsentibus duximus apponenda.

Datis Eboraci ij Nonas Januarii, anno gratiæ m°ccc^mo decimo.

Qua commissione lecta, Magister Edwardus de Eboraco et Henricus de Plokle procuratores reverendi et discreti viri, Johannis de Sandale [etc., as in last] hujus ecclesiæ canonici ad infrascripta conjunctim et divisim specialiter deputati, litteras venerabilis patris [etc.] dicto Cancellario clausas porrexerit, quarum tenor talis est :

Littera Domini Archiepiscopi.

28 Dec. Archbishop to Chapter.

Willelmus, permissione divina [etc.]. Dilectis filiis Capitulo ecclesiæ nostræ Beverlacensis, Salutem [etc.].

Collation of J. of Sandal to late W. of Gloucester prebend.

Quia præbendam, quæ fuit Magistri Walteri de Glovernia in ecclesia nostra Beverlacensi, per mortem ejusdem Walteri vacantem et ad nostram collationem spectantem Dilecto filio Domino Johanni de Sandale, clerico, cum suis juribus et pertinentiis universis contulimus, intuitu caritatis;

Vobis mandamus quatinus ipsum Dominum Johannem in

fratrem et concanonicum admittentes sibi, vel procuratori suo ejus nomine, stallum in choro et locum in capitulo ratione præbendæ prædictæ debite assignetis in præsentia ipsius seu procuratoris ejusdem modo consueto, quod vestrum est ulterius exequentes. Valete.

Datis apud Cawod v Kalendas Januarii, anno gratiæ m°ccc^mo decimo; et pontificatus nostri quinto.

sion in of proxy. ward of

Quibus lectis iidem procuratores ad declarandum potestatem suam procuratorium suum in medio exhibuerunt; quo lecto et intellecto dictus Cancellarius, habita prius deliberatione, quæ requiritur in hoc casu, dictum Dominum Johannem de Sandale, auctoritate prædictarum litterarum ac commissionis sibi factæ, in persona Magistri Edwardi supradicti in concanonicum admisit et in fratrem, vice et nomine Capituli eis stallum in choro et locum in capitulo et cetera omnia debita et consueta assignavit, ipsumque in corporalem possessionem dictæ præbendæ induxit cum suis juribus et pertinentiis universis, et super omnibus præmissis dictum Dominum Auditorem causarum certificavit in hæc verba:

Certificatio.

31 Q. T. 5 Jan. cate of sion of J. dal.

R. de Byham, hujus ecclesiæ [etc.] Cancellarius, Discreto viro Domino Johanni de Risindon, Auditori [etc.].

Litteras Reverendorum virorum Magistrorum R. de Pykering [etc. as above] in vigilia Epiphaniæ Domini, anno ejusdem m°ccc^mo decimo apud Beverlacum recepimus in hæc verba R. de Pykering etc., ut supra:

Quod quidem mandatum vestrum [etc.]. Nonis Januarii anno Domini supradicto.

Unde nos, Auditor, viso et intellecto processu habito et facto super admissione dicti Domini Johannis, visa etiam certificatione super præmissis dicto procuratori litteras de præmissis nomine Capituli concessimus in hæc verba:

Littera super admissione Canonici.

s Patent pter as to sion of J. dal by

Pateat universis per præsentes quod nos Capitulum [etc.] mandatum Venerabilis [etc.] recepimus in hæc verba, Willelmus [etc. ut supra]; cujus auctoritate mandati dictum

Dominum Johannem in personam Magistri Edwardi de Eboraco, clerici, procuratoris sui, in nostrum concanonicum admisimus et in fratrem, stallum [etc. as in last but one] assignantes, sicque eum in corporalem possessionem dictæ præbendæ jurium et pertinentiarum ejusdem induximus, ut decebat.

Et super hoc eidem Domino Johanni has litteras nostras fieri fecimus patentes.

In cujus rei [etc.].

Datis Beverlaci Nonis Januarii A.D. m°ccc^mo decimo.

Testamentum Magistri Walteri de Glovernia, hujus ecclesiæ canonici.

131$\frac{0}{1}$. 17 Jan. Probate of Will of Canon Walter of Gloucester, dated 19 July 1310.

lvj. b. 2.—In nomine Patris et Filii et Spiritus Sancti xiiij Kalendas Augusti A.D. m°ccc^mo decimo.

Ego, Walterus de Glovernia, Canonicus Beverlacensis, in hunc modum meum facio et condo testamentum. In primis, commendo animam meam Deo et corpus meum ecclesiasticæ sepulturæ in cimiterio de Sutton-super-Trentam; et meliorem equum quem habeo, et meliorem bovem quem habeo, lego ecclesiæ de Sutton nominæ mortuarii. Body to be buried in churchyard of Sutton-upon-Trent. Best horse and best bull for mortuary to Church there with 20s. for fabric.

Item do lego fabricæ ecclesiæ de Sutton xx^s.

Item, do lego Domino Henrico, germano meo, calicem et patenam, et melius vestimentum meum cum appendiciis, et duos annulos aureos meos meliores, et cuppam meam argenteam, et duos picherios argenteos et duas pecias argenteas meliores, et duo cocliaria argenti, et unum maserum meum meliorem. To brother Sir Henry, chalice, paten, and best suit of vestments, 2 gold rings, silver cup, 2 silver pitchers, two best pieces of plate, 2 silver spoons, and best mazer-bowl.

Item do lego Johanni de Burton unum cyphum de maser, et xx libras sterlingorum, et unam mappam et j manutergium. To John of Burton, a mazer-bowl, and £20, a table cloth and napkin.

Item do lego Domino Johanni de Rysindon v marcas
Item Domino Johanni de Leverton v marcas
Item, Domino Ricardo de Harpham v marcas
Item, Willelmo de Stiston v marcas
Item, Roberto South xl^s

4 money legacies of 5 marks.

Item, do lego unam capam ecclesiæ Beverlacensi pretii x librarum, quam si non emero in vita mea, volo quod executores mei ejusdem pretii unam emant. To Beverley, cope worth £10.

Item Ricardo de Retford v marcas
Item, Johanni de Spenser xl^s

Item, Thomæ coco, hynder xx^{s}

To nephew John, two best shallooms, best mattress, and 2 pairs of sheets, furred coverlet, great brass pot and pot in which my soup was made.

Item, do lego Johanni nepoti meo duos chalones meos meliores, et melius materatum meum cum duobus paribus lintheaminum et co-opertorium lecti furrati, et magnam ollam æream et ollam æream, in qua consuevit fieri potagium meum, et unacum ij ollis æreis melioribus, quas habeo, et cum una patella ærea cum pedibus et auriculis æreis, et cum meliori urciolo æreo.

Item lego ad expensas funeris mei xxx libras.

For funeral expenses £30.

To J. of Leverton, best breviary.

Item lego Domino Johanni de Leverton melius portiforium meum.

Executors.

Hujus autem testamenti mei Dominum Henricum, germanum meum, Dominum Johannem de Rysindon et Dominum Johannem de Burghtona, executores meos constituo; et volo quod si per mortem, vel ex alia causa, aliquis executorum meorum impediatur in administratione facienda, residui plenam habeant potestatem administrandi, et committo prædictis executoribus meis plenam potestatem addendi, mutandi corrigendi et omnia alia faciendi quæ ad salutem animæ meæ viderint expedire.

In cujus rei testimonium sigillum meum cum sigillis Domini Henrici fratris mei et Domini Johannis de Burgtona est appensum.

Probate sealed by Archbishop.

Et nos Willelmus, permissione divina, [etc.] huic testamento coram nobis legitime probato sigillum nostrum duximus apponendum.

Probate granted by Official of York and administration granted.

In Dei nomine, Amen. Admissis probationibus super factione præsentis testamenti coram nobis Officiali Curiæ Eboracensis, testamentum ipsum rite probatum pronuntiamus, executoribus in eodem testamento nominatis liberam bonorum administrationem, secundum formam statuti super hoc editi concedentes.

16 Jan.

Datis Eboraci xvij Kalendas Februarii anno gratiæ [etc.] Nomina testium: viz., Robertus de Laxton, capellanus, Dominus Johannes de Leverton, Ricardus de Retford, Willelmus Baram.

Grant of administration by Chapter on probate before Official of York.

In Dei nomine, Amen. Nos Capitulum [etc.] approbationi super factione præsentis testamenti factæ per Dominum Officialem Curiæ Eboracensis, infra cujus jurisdictionem testator decessit, fidem plenam adhibentes, executoribus in eodem testamento nominato liberam [etc. as above].

Datis Beverlaci xvj Kalendas Februarii A.D. m°ccc^mo decimo. 17 Jan.

lvj. b. 3.—Memorandum quod executores dicti Magistri Willelmi contulerunt Deo et Beato Johanni, unam capam pulcherrimam indici coloris multis ymaginibus aureis et sericeis et variis floribus decoratam, pretii xx marcarum et iij^s iiij^d. Cujus animæ propritietur Deus. Amen.

The executors gave God and S. John a beautiful cope of blue colour decorated with many images and various flowers in gold and silk, worth £13 13s. 4d

Notificatio super acceptatione præbendæ, prout patet.

Idibus Januarii A.D. m°ccc^mo decimo, Dominus Robertus de Ka, decretorum clericus, Exoniensis dioccesis, procurator nobilis viri Domini Nicholai de Bauquell, Canonici hujus ecclesiæ Beverlacensis, in dicta ecclesia comparuit, et qualiter præbendam quæ fuit Magistri Walteri de Glovernia, nomine Domini sui, coram religioso viro Domino Abbate monasterii de Wautham, Londoniensis dioccesis, executore principali, ut prætendebat, una cum reverendo patre Dei gratia Episcopo Sarumensi, et Priore prioratus de Mimisano, Burdegalensis dyoccesis, conjunctim et divisim, per sedem apostolicam deputato, super gratia et negotio provisionis per dictam sedem factam dicto Nicholao de canonicatu et præbenda in dicta ecclesia quam duxerit acceptandam sub certa forma, prout in litteris apostolicis super hoc ut dicitur confectis continetur, nomine Domini sui acceptavit; ostendens litteras dicti Domini Abbatis Domino Archiepiscopo et Capitulo directas de ipso, nomine Domini sui, ad dictam præbendam admittendo.

131$\frac{0}{1}$.
13 Jan.
Claim of prebend for Nich. of Bakewell.

Rt. of Caw, proctor of the noble man Sir Nich. of Bakewell, Canon of Beverley, as to the prebend which was Walt. of Gloucester's, asserted that before the Abbot of Waltham, Papal delegate, he had according to provision enabling him to accept any vacant prebend, accepted this and asked to be admitted as proxy accordingly (a copy of this left in vestry);

Quibus litteris lectis, necnon etiam instrumento super acceptatione præmissa similiter lecto, et ipsorum copia per dictum procuratorem vestiario dimissa, responsum fuit dicto procuratori per me, nomine Capituli, quod dicta præbenda collata fuit per dictum Dominum Archiepiscopum Domino Johanni de Sandale, et quod dictus Dominus Johannes fuit in plena possessione dictæ prebendæ, et quod sine mandato Domini Archiepiscopi nichil posset facere in hac parte.

answered by assessor for Chapter that the prebend had already been conferred by the Abp. on Sir John of Sandal who was in full possession.

Exceptiones contra Nicholaum de Bauquell.

lvij. 3.—In Dei nomine Amen. Coram vobis reverendo Capitulo ecclesiæ S. Johannis Beverlacensis dico et ex-

Exceptions against N. of Bakewell.

Ed. of York, clk., proctor of J. of Sandal, protests before chapter against mandate of Abbot of Waltham as Papal delegate, on the grace given by Pope Clement V. to N. of Bakewell;

cipiendo propono, ego, Edwardus de Eboraco, clericus, procurator Domini Johannis de Sandal, canonici ecclesiæ Beverlacensis, et præbendarii præbendæ per mortem Magistri Willelmi de Gloucestria vacantis, contra mandatum per dictum Abbatem monasterii Sanctæ Crucis de Wautham, Londoniensis dyocœsis, executorem principalem, ut asserit, una cum reverendo [etc. as in last document] super gratia Nicholao de Bauquell, de canonicatu et præbenda in ecclesia Beverlacensi per sanctissimum patrem Dominum Clementem Papam quintum facta, nuper vobis directum, de admittendo dictum Nicholaum ad præbendam [etc. as above] quam Johannes prædictus canonice possidet in dicta Beverlacensi ecclesia, et in possessionem ejusdem inducendo vel induci faciendo, quod prædicto mandato nullo modo tenemini parere, nec debetis illud exequi quovismodo;

because the Prior of Mimisano, principal agent of the said Abbot, began the matter alone.

Pro eo, quod dictus Prior de Mimisano, executor principalis ejusdem Abbatis in eodem provisionis aut gratiæ negotio, solus per se processum prius fecerat et inchoavit, virtute cujus dictus Nicholaus admissus alias extitit in canonicum Beverlacensem et in fratrem; propter quod dictus Dominus Abbas ulterius se intermittere non potest de executione hujusmodi gratiæ, sed ejus processus quoad hoc velud ab illo factus, qui nullam in hoc parte habet potestatem, est irritus et nullus; potius cum de excusatione dicti Prioris ex aliqua causa legitima nullatenus appareat in processu indicandus;

Quod super peto quatinus de jure melius fieri poterit et justitiam mihi in omnibus exhiberi.

Sandal.

Further protest by Sandal's Proctor.

lvij. b.—In Dei [etc., as in last to Beverlacensis].

Quibus nuper religiosus vir Dominus Abbas [etc., as in last, changing the case, to dyocœsis] super provisione et gratia de canonicatu et præbenda in ecclesiæ Beverlacensi, per sanctissimum patrem Dominum Clementem Papam quintum cuidam Nicholao de Bauquell factis, auctoritate apostolica deputatus, suis dedit litteris in mandatis, quod vos prædictum Nicholaum ad præbendam [etc., as in last] admittetis, et in possessionem induci faciatis ejusdem, cum suis juribus et pertinentiis universis, infra sex dierum spatium, sub gravissimis censuris;

Dico et propono ego [etc., as in last to præbendæ] supradictæ, et ejusdem possessionem canonice incumbentis, contra

dictum Nicholaum, et contra gratiam, ut præmittitur, sibi factam de canonicatu et præbenda in dicta Beverlacensi ecclesia; quod cum ista præbenda, quam petit sibi assignari, et ad quam petit se admitti procurator dicti Nicholai procuratorio nomine, sit et fuit una de illis vij præbendis, quæ a fundatione ecclesiæ Beverlacensis et ordinatione præbendarum in eadem, sacerdotales existunt; tam notorie quod nulla tergiversatione potest celari, nec in dubitum revocari, de quo in dicta gratia nulla sit mentio, dicto Nicholao virtute gratiæ prædictæ dicta præbenda nullo modo debitur ad præsens, nec poterit quavis ratione deberi, ex eo, quod dictus Nicholaus existens adhuc in minore ætate, non est presbiter nec potest infra tempus legitimum, impediente minore ætate, ad sacerdotium promoveri;

The Prebend is one of the 7 original prebends which from the foundation notoriously must be held by a priest, of which no mention is made in the Papal grace; and cannot therefore be due to Bakewell, who is a minor and therefore incapable of being a priest within the canonical period.

Quod est publicum et notorium tam in civitate Londonii quam Eboraci, et me offerre, quatenus de jure requiritur legitime probaturum.

Quare dominum meum prædictum, quoad dictam præbendam in pace dimitti, et fieri juxta naturam et qualitatem negotii in omnibus quod est justum.

Item, dico et excipiendo, ut super, propono, quod dicto mandato nullatenus est obtemperandum pro eo quod dictus Prior de Mimisano, executor ut præmittitur, qui primus dictus provisionis negotium inchoavit et processit, pro dicto Nicholao fecerat intendens per se vel ab eo substitutum, negotium sic inchoatum ad finem perducere, committit vices suas sub alterna commissione Reverendo Patri Sarum Episcopo et Domino Abbati supradicto ad continuandum processum pro executione gratiæ supradictæ; qui quidem Abbas de commissione hujusmodi in suo mandato nullam facit mentionem, sed, ea spreta penitus, auctoritate sua propria, quæ ad hoc non extendit se, contra formam constitutionis mandat de admittendo dictum Nicholaum ad dictam præbendam, quod non potest:

Unde mandato tali viribus et effectu carenti nullatenus parendum, quod fieri peto, et quatenus jure conveniat decernendum.

lvij. b. 2.—In Dei nomine Amen. Quia vos reverendum Capitulum mandatum recepistis, ut dicitur, a Domino Abbate [etc., as in last but one, down to Beverlacensi] et eam possidet in præsenti:

Warning by Sandal's proctor to Chapter not to admit Bakewell:

appeals to Rome, and for the interim protection of the Court of York.

Ne vos venerabile Capitulum dictum Nicholaum ad dictam præbendam admittatis per vos, vel alium, cum sibi nullatenus virtute gratiæ suæ debeatur, ex eo quod sacerdotalis existit et fuit, a tempore cujus contrarii memoria non existit; Ac idem Nicholaus fuit et est in minore ætate tali constitutus quod infra tempus legitimum non potest in presbiterum ordinari;

Sicque dicta sua gratia ad dictam præbendam nullo modo potest extendi, cum in eadem de præbenda simpliciter fiat mentio, nec in possessionem inducatis vel induci faciatis, aut contra dominum meum in hac parte aliquid attemptetis.

Ego Edwardus de Eboraco, clericus, procurator dicti Johannis de Sandale, canonici ecclesiæ Beverlacensis prædictæ, dictam præbendam canonice possidentis, sedem apostolicam et pro tuitione curiæ Eboracensis in hiis scriptis provoco et appello; ac apostolos instanter, quatinus de jure requiritur, peto et juro, tactis sacrosanctis evangeliis, Dominum meum et me ejus nomine credere vera esse præmissa omnia et singula, quæ oppono, et ea me posse probare.

Littera super relaxatione censurarum latarum ad instantiam Nicholai de Bauquell.

1314. 24 Jan. R. Abbot of Waltham to Dean of York, Chapter of Beverley, and their assessor, and Wr. of Herries, cellarer of the new Hospital of S. Mary by Bishopsgate.

lviij. 2.—R. permissione divina Abbas [etc. as in lvij. 3] in infrascripto provisionis negotio per sedem apostolicam deputatus, Venerabilibus viris Decano ecclesiæ Eboracensis ac Capitulo ecclesiæ Beverlacensis, ipsiusque Capituli causarum Auditori generali, ac Waltero de Heryas, celerario novi Hospitalis Beatæ Mariæ juxta Bischepesgat, Salutem in Domino et mandatis apostolicis firmiter obedire.

On petition of J. of Sandal, the King's Treasurer, stating that he had long held the prebend of S. Andrew's altar;

Petitio venerabilis viri Domini Johannis Sandal, Domini nostri Regis Angliæ Thesaurarii nobis exhibita continebat, quod licet idem Dominus Johannes præbendam altaris S. Andreæ una cum canonicatu in ecclesia Beverlacensi canonice collatam dudum optinuisset, eandemque cum omnibus suis juribus et pertinentiis plene et pacifice possedisset;

but we collated to it in virtue of Papal provision on Nicholas of Bakewell, before anyone else took it, promulgating heavy censures on the Archbishop of York, Sandal, and others concerned.

Nos tamen virtute cujusdam gratiæ seu provissionis (*sic*) per Sanctissimum in Christo patrem Dominum Clementem, divina providentia Papam quintum, Nicholao, nato nobilis viri Domini Johannis de Bakwell, militis, concessæ, de canonicatu in ecclesia Beverlacensi Eboracensis dyocœsis, ac præbenda nulli alii de jure debita, si qua in eadem tunc vacasset;

alioquin de proxima inibi vacatura, quam idem Nicholaus per se vel procuratorem suum ad hoc deputatum, infra certi temporis spatium in litteris apostolicis designatum duxerit acceptandam, dictam præbendam de ipso Domino Johanne, ante omnem acceptationem in ea parte habitam, plenam, ut præmittitur, pariter et consultam, præter et contra formam, vim et effectum, ut asseruit, [provisionis] seu gratiæ prælibatæ dicto Nicholao contulimus, graves pœnas et censuras tam contra Reverendum in Christo patrem Dominus Eboracensem Archiepiscopum, Angliæ primatem, quam contra ipsum Dominum Johannem et alios quos negotium prædictum tangebat et tangit, in litteris nostris super hoc executoriis promulgantes;

Proponens nichilominus coram nobis pro jure suo in præbenda prædicta multa et varia juris et facti, et summaria, coram nobis fidem faciens eisdem, quæ movent et moveri debent animum nostrum et cujuslibet recte judicantis, quæ quatenus in facto consistebant, se optulit coram nobis, congruis loco et tempore, in forma juris plane probaturum, petens a nobis cum instantia super hiis, prout nostro incumbebat officio absque jure in medio competenti subveniri.

Sandal however has shown good cause in law and fact for his title to the prebend.

Verum quia nolumus, sicut nequimus, propositorum hujusmodi et negotii præfati plene nec finaliter discutere veritatem, Nec intendentes, per processus nostros quoscunque habitos in hac parte, indiscusso negotio, juribus partium indebite derogare, vobis et vestrum cuilibet, auctoritate apostolica, qua fungimur in hac parte, firmiter injungendo mandamus, quatenus omnes pœnas et censuras et ejusdem effectus contra dictum venerabilem patrem Dominum Archiepiscopum Eboracensem, seu dictum Dominum Johannem, aut venerabiles viros Capitulum ecclesiæ Beverlacensis, aut alios quos negotium tangit, in quibuscunque nostris processibus aut alias promulgatas, quas ex causis præmissis donec de jure dicti Domini Johannis, quod in dicta præbenda se habere prætendit, fuerimus plenius informati, suadente justitia revocamus, sic revocatas esse publice nuntietis, seu nuntiet quilibet vestrum, per se seu alium vel alios, faciatis seu faciat nuntiari, quotiens et ubi per partem dicti patris aut ipsius Domini Johannis seu Capituli aut aliorum quos negotium tangit, fueritis vel fuerit aliquis vestrum requisitus;

We are unable finally to decide without hearing the case, or to derogate from the rights of the parties; meanwhile we revoke the excommunications and direct you to publish the revocation;

Præmunientes dictum Nicholaum, si præsens fuerit, vel ejus procuratorem si quem dimiserit de præmissis, alioquin in

giving notice to Bakewell that if he wishes to proceed further

before us, we will summon Sandal accordingly.

ecclesia Beverlacensi eadem, publice denuntiantes; ita ut si dicto Nicholao visum fuerit expedire ad nos congruis loco et tempore accedat, jus suum in forma juris prosecuturus, tam Nos quam dictum Dominum Johannem ad dies et loca competentes, si pars ipsius mihi hoc petierit, faciemus evocari, quod compareat coram nobis facturus et recepturus, juxta negotii qualitatem, quæ justitia suadebit; et faciemus partibus, dante Domino, in omnibus justitiæ complementum; volumus etiam præsentium copiam parti dicti Nicholai, si eam habere voluerit, absque difficultate, suis sumptibus liberari.

Quid autem in præmissis [etc.].

Dated Waltham.

Datis apud Waltham A.D. m°ccc^mo decimo xxiiij die mensis Januarii.

Protestatio et provocatio per Capitulum.

1310. 19 Feb. Appeal by Chapter to Rome and for protection of Court of York in same business.

lviij. b. 2.—In Dei nomine, Amen. Nos Capitulum [etc.] publice protestamur quod mandatum Sanctissimi patris Domini Clementis divina providentia Papæ quinti nobis directum vel dirigendum et Domini Abbatis [etc. as in last but one] super gratia et negotio provisionis per dictam sedem factæ nobili viro Domini Nicholao de Bauquell, nato [etc. as in last] de canonicatu et præbenda in eadem ecclesia, quam duxerit acceptandam, sub certa forma, prout in litteris apostolicis quas super hoc dicitur habere et dicitur continere, qui ut dicitur, præbendam quæ fuit Magistri Walteri de Glovernia defuncti in prædicta ecclesia, quæ sacerdotalis notorie existit et extitit a fundatione ecclesiæ memoratæ virtute gratiæ et provisionis sibi factæ dicitur acceptasse, de ipso Domino Nicholao ad præbendam prædictam admittendo, si quæ de jure debeatur, quantum ad nos attinet et quantum de jure et consuetudine ecclesiæ nostræ tenemur, parati sumus et erimus exequi humiliter et devote.

Chapter having admitted J. of Sandal on collation of the Archbishop, the patron, and he not being canonically removed, we could not admit Bakewell, without perjury.

Verum quia Dominus J. de Sandal, noster concanonicus, in præfatæ præbendæ, notorie ut præmittitur sacerdotalis, possessione corporali pacifica existit, ex nostra admissione et inductione ad mandatum venerabilis patris Domini Willelmi [etc.] ad quem, suosque prædecessores Archiepiscopos Eboracenses de jure communi pertinet et pertinuit præbendas conferre in ecclesia prædicta, et illis, quibus per sedem apostolicam est provisum, præbendas in dicta ecclesia

assignare, eosdemque ad easdem admittere, et super hoc litteras suas nobis demandare, quia dictam præbendam per mortem Magistri Walteri prædicti dicto Domino Johanni contulit, cum suis juribus et pertinentiis universis, antequam de acceptatione per ipsum Dominum Nicholaum, ut dicitur, facta, nobis aliqualiter constabat, ipso Domino Johanne canonice non amoto, propter juris impossibilitatem et sacramentum in admissione cujuslibet canonici præstitum, quod hujusmodi admissioni obviat manifeste, absque auctoritate et mandato dicti Domini Archiepiscopi mandatum prædictum adimplere non valemus;

Quæ omnia in villa Beverlaci et locis eviciniis ita publica sunt et notoria, quod nulla possunt tergiversatione celari, et ea sic esse notoria coram quocunque judice competenti, vel executore vel executoribus, secundum naturam negotii præfati probare offerimus nos paratos; et omnia præmissa vera esse credimus, et ea nos probare posse in forma juris tactis sacrosanctis evangeliis juramus;

Lest the Abbot of Waltham should attempt to compel us to admit Bakewell or proceed against us, we appeal to apostolic see and Court of York.

Unde ne vos, dicte Domine Abbas, in negotio memorato una cum [etc. as above] seu aliquis alius, vel aliqui alii, vice et auctoritate vestra vel mandato nos, vel aliquem de Capitulo nostro compellatis, compellat vel compellant ad prædictum mandatum exequendum, præmissa veritate tacita impetrata, absque auctoritate et mandato dicti Domini Archiepiscopi, ex collatione cujus dictus Dominus J. dictam præbendam est canonice assecutus, Nos seu ecclesiam nostram inducendo, seu aliquem nostrum suspendendo, excommunicando, citando, monendo, sequestrando, decernendo, exequendo, seu quicquam pœnale vel præjudiciale contra nos vel aliquem nostrum, seu nobis adhærentes aut ecclesiam nostram prædictam statuendo, vel aliqualiter attemptando, seu quovis alio modo gravando, sacrosanctam sedem apostolicam, et curiam Eboracensem pro tuitione, pro nobis, omnibus et singulis nostrum, ministris etiam nostris et nobis adhærentibus in hiis scriptis provocamus et etiam provocando appellamus, et quatenus de jure tenemur, instanter Apostolos petimus, et de appellando directe in eventu cujuscunque gravaminis per vos, Domine Abbas prædicte, vel aliquem alium vice, auctoritate vestra vel mandato de qfacto iliatis, uod absit, publice protestamur.

Reservation of right to amend appeal if necessary.

Et de notificando istam provocationem et appellationem omnibus quorum interest, pro loco et tempore opportunis,

supponentes nos ac nostrum quemlibet, ministros nostros et nobis adhærentes, ecclesiam nostram prædictam et omnia bona nostra spiritualia et temporalia protectioni et tuitioni sedis et curiæ prædictarum; protestantes de ista protestatione, provocatione, et appellatione innovanda, corrigenda et emendanda, et in meliori forma redigenda, quotiens et quando nobis videbitur expedire.

Lectæ fuerunt hæ protestatio et provocatio xiiij Kalendas Februarii per Dominum Johannem de Risindon, Auditorem Capituli, Domino Johanne de Diningtón, canonico tunc Capitulum repræsentante, ac verba Capituli in ore dicti Johannis ponente.

Præsentibus Magistro Thoma de Harpham, notario puplico, Dominis Alano de Humbelton, Hugone de Otringham et aliis.

Commissio ad audiendum compotum.

1310. 19 Feb. Chapter to John of Hornsea, chaplain, and Elias of Lumby, clerk.

vij. b.—Capitulum Beati Johannis Beverlacensis, Dilectis nobis in Christo Domino Johanni de Hornese, perpetuo capellano, et Magistro Eliæ de Lumby, clerico nostro, Salutem in auctore salutis.

Commission to take the accounts of W. of Humbleton, chaplain, specially deputed collector of alms in Lincoln diocese for the new fabric, from 8 April last, and get all relics and documents delivered to him, and to give him receipts.

De tuis fidelitate et discretione plenam fiduciam optinentes, ad exigendum et recipiendum de Domino Willelmo de Humbleton, capellano, ad colligendum et recipiendum elemosinas in tota diocœsi Lincolniensi novæ fabricæ ecclesiæ nostræ pia fidelium devotione collatas, a sexto Idus Aprilis A.D. m°ccc^mo decimo usque ad diem confectionis præsentiarum, procuratore nostro ac nuntio principaliter deputato, compotum de omnibus receptis suis nomine nostro et ecclesiæ nostræ prædictæ; et ad exigendum et recipiendum ab eodem quascunque elemosinas nobis et ecclesiæ nostræ per idem tempus collatas, et eidem liberatas; et ad faciendum eidem litteras acquietanciæ de receptis et ad revocandum ipsum procuratorem substitutum, substitutosque ab eodem sibi, nobis vobis visum fuerit expedire, necnon ad exigendum et recipiendum ab eodem omnes reliquias nostras et munimenta quæcumque eidem ratione dicti officii per nos liberata et a loci prædicti diocœsano et aliis ordinariis ejusdem loci postmodum impetrata, ex certis causis et legitimis vobis conjunctim et divisim committimus cum potestate cohercionis canonicæ vices nostras.

Ratum habentes, habiturique, et firmum quicquid vos,

et alter vestrum, nomine nostro feceritis, et fecerit, in præmissis. Valete.

Datis Beverlaci xi Kalendas Martii A.D. m°ccc^mo decimo.

*Order to collector for fabric to send in his collections.**

130$\frac{9}{1}$. 19 Feb. Chapter to W. of Humbleton.

vij. b. 2.—Capitulum Beati Johannis Beverlacensis, Dilecto nobis in Christo, Domino W. de Humbleton, ad colligendum et recipiendum elemosinas nobis et fabricæ ecclesiæ nostræ per dyocœsim Lincolniensem pia fidelium devotione collatas procuratori, ac nuntio specialiter deputato: Salutem in Domino.

The master of the works of the Church is in sore need of money. We command you in virtue of your oath give John of Hornsea, the said Master, or Elias of Lumby, all the money you have collected and account to them.

Quum magister operis ecclesiæ nostra pecunia hiis diebus indigeat vehementer, vobis mandamus, in virtute præstiti sacramenti firmiter injnngendo, quatinus omnem pecuniam et alias res quascunque nobis et ecclesiæ nostræ collatas et vobis liberatas, expensis vestris necessariis tantummodo deductis, Domino Johanni de Hornese, magistro operis præfati, vel Magistro Eliæ de Lumby, clerico, quos ad præmissa exigenda et recipienda procuratores nostros conjunctim et divisim nuntios nostros fecimus speciales, absque difficultate aliqua liberetis, et eisdem, vel eorum alteri, de omnibus vestris in dicta dyocœsi fidelem compotum reddere satagatis. Valete.

Datis Beverlaci xj Kalendas Martii A.D. m°ccc^mo decimo [etc.].

Ad vindicandum jurisdictionem.

1310. Chapter to Archdeacon of East Riding, or Dean of Dickering:

vij. b. 3.—Viro provido et discreto Domino Officiali Domini Archidiaconi Estriding, ejusve commissario, vel Decano de Pickering, Capitulum Beati Johannis Beverlacensis, Salutem in auctore salutis.

requiring them to dismiss case against one of the Chapter tenants as the Chapter only has jurisdiction over them.

Cum secundum consuetudinem ecclesiæ nostræ observatam et hactenus approbatam tenentes nostri infra feodum Beati Johannis prædicti commorantes coram nullo judice ordinario præterquam coram nobis vocari debeant, vel etiam conveniri, eorumque cognitiones primarias a tempore cujus

* On 10 Feb. Royal Letters Patent were issued at Berwick for the arrest of all persons falsely representing themselves as proctors to collect money for fabric.—Pat. 4 Edward II. pt. ii. m. 25, *Calendar*, p. 322.

contrarii memoria non existit notorie habeamus, ac vos hujusmodi consuetudinis, ut credimus non ignari, Robertum dictum Ernis de Foston, tenentem nostrum, super dictum feodum commorantem, veritate vobis tacita citari fecistis ad instantiam officii, ut asserit, coram vobis, Vestram discretionem requirimus et rogamus. quatinus dictum Robertum, exhibitorem præsentium, a vestro examine dimittentes velitis remittere ad nostrum, prout jurisdictio nostra notoria consuetudoque prædicta exigit et requirit, nil, si placet contra dictum Robertum in derogationem status ecclesiæ nostræ et consuetudinis memoratæ acceptantes, et si quas sententias suspensionis et excommunicationis in ipsum Robertum de facto promulgastis, ipsas, si placet, sine difficultate aliqua revocetis, vel etiam relaxetis.

Bene valete in Domino Jesu Christo.

Littera super Convocatione.

131$\frac{9}{7}$. 27 Feb. lix. 2.—Summons, addressed to William of Soothill, in same form as usual, for Convocation on Monday after Sunday on which is sung Misericordia Domini, dated 3 Kalendas Martii 1310.

Taxatio domorum præbendæ S. Andreæ.

131$\frac{9}{7}$. 2 March. Assessment of dilapidations of mansion of S. Andrew's prebend.

lix. b.—Taxatio [etc. as above] ad petitionem Magistri Edwardi de Eboraco, clerici, procuratoris Domini Johannis de Sandal, nunc dictæ præbendæ præbendarii, facta per Magistrum R. de Bytham, hujus ecclesiæ Cancellarium, Dominos Alanum de Humbilton, Hugonem de Otringham, Robertum de Siglistohrne (*sic*), T. de Graynham, J. de Swyna et alios vicarios dictæ ecclesiæ, et Dominos Robertum de Cracal et Robertum de Welwyk, et Johannem de Crancewyk carpentarium juratum vj Nonis Martii A.D. m°ccc^mo decimo;

On petition of Ed. of York, proctor of J. of Sandal, made by R. of Bytham, chancellor of the church, and 5 named and other vicars, Sirs Rt. of Crakehall, and Rt. of Welwick; and J. of Cranswick, sworn carpenter. Considering the time of occupation by Wr. of Gloucester, and the houses he had built, assessed at 10 marks.

Qui, habita consideratione ad tempus, quo bonæ memoriæ Walterus de Glovernia dictam præbendam fuit adeptus, et ad tempus per quod dictus Walterus dictæ præbendæ extitit præbendarius, et ad pecuniam quam pro emendatione domorum a prædecessore suo receperat, et ad domos, quas dictus Walterus, dum extitit canonicus, plantaverat, et ad omnes defectus domorum, murorum, et omnium aliarum rerum tunc

reparatione sive emendatione indigentium omnes defectus ad x marcas unanimiter taxaverunt.

The carpenter undertook to do all necessary repairs for that sum.

Eodem die conventio facta fuit cum dicto Johanne de Crancewik per dictum Magistrum Edwardum et Dominum Johannem de Risindon, causarum Capituli Auditorem, de omnibus defectibus dictarum domorum murorum et omnium aliarum rerum emendendis et reparandis ad ordinationem dictorum Edwardi, Domini Johannis de Risindon et Roberti de Welwyk, pro x marcis.

Et ad hoc faciendum fideliter, ut est dictum, pro majori securitate habenda Johannem de Copandal, Robertum de Willardby fidejussores invenit, qui coram nobis personaliter comparuerunt et se fidejussores et principales debitores, et eorum quemlibet in solidum, non exacti nec dolo inducti, sed sponte et judicialiter constituerunt.

Nos vero Auditor prædictus dictos Johannem, Johannem et Robertum, et eorum quemlibet, in solidum ad omnes prædictos defectus emendandos et reparandos, prout superius est expressum, in hiis scriptis per præcepti sententiam condempnamus, sub pœna excommunicationis majoris, quam in personas eorum ex nunc ut ex tunc proferimus in hiis scriptis.

Et memorandum quod nullus denarius de dictis x marcis pervenit ad manus Domini Johannis de Sandal, tunc præbendarii, sed tota prædicta pecunia dicto carpentario per manus dicti Domini Johannis de Risindon solvebatur.

Sequestrum in bonis.

lix. b. 3.—Domini Roberti de Notingham, hujus ecclesiæ Sacristæ xv Kalendas Aprilis A.D. m°ccc^mo decimo interpositum, sub tenore qui sequitur:

1310. 18 March. Sequestration of goods of Sir Rt. of Nottingham, late sacrist, who died at Brandsburton:

Quia bonæ memoriæ Dominus Robertus de Notingham, hujus ecclesiæ sacrista, apud Brundesburtonam diem suum clausit extremum [etc. as on p. 233].

Et publicatum fuit dictum sequestrum, ut præmittitur interpositum in domibus dicti Sacristæ in præsentia religiosi viri Domini Nigelli, subprioris de Drax, Dominorum Willelmi de Hasthorp et Ricardi Warin, presbiterorum; et commissa fuit custodia dicti sequestri Johanni de Risseby, clerico; sed durante sequestro prædicto liberatæ fuerunt executoribus dicti defuncti, pro expensis funerariis, in pecunia numerata,

published in presence of Sir Nigel, sub-prior of Drax, and Sir W. of Hasthorp, and Rd. Warin, priests; J. Risb. sequestrator.

43 marks for funeral expenses given to the executors with 4 table cloths, a towel, a beautiful stola with almonds, and other spices.

xliij marcæ per manus prædicti Auditoris: item quatuor mappæ, j manutergium, j pulcrum axerium, amigdola, et aliæ species pro dictis expensis necessariæ.

Admissio Domini Nicholai de Notingham ad Sacristiam.

1311. 30 March. Admission of Nich. of Nottingham, on collation of Wm. of Melton, Provost, to the Sacristy.

lx. 2.—Acta in Capitulo iiij Kalendas Aprilis A.D. m°ccc^mo undecimo, Magistro H. de Carlton et Domino Johanne de Dinington, canonicis Capitulum repræsentantibus.

Dominus Nicholaus de Notingham comparuit, et litteras collationis et præsentationis de Sacristia Capitulo porrexit, tenoris suprascripti ut infra.

Collatio.

Dominus Willelmus de Melton, Præpositus ecclesiæ S. Johannis Beverlacensis, Dilecto clerico nostro Domino Johanni de Notingham, presbitero, Salutem in Domino. Ob grata tuæ probitatis merita et alia virtutum dona, quibus te Dominus laudabiliter insignivit, volentes tuam personam, quam dictæ Beverlacensi ecclesiæ speramus processu temporis fructum oportunum per Dei gratiam allaturam, prosequi benivolentia gratiæ specialis

Sacristiam ejusdem Beverlacensis ecclesiæ per mortem Domini Roberti de Notingham, clerici, vacantem, et ad collationem nostram spectantem, cum suis juribus et pertinentiis universis Tibi conferimus caritatis intuitu per præsentes.

Quas sigilli nostri munimine roboravimus.

In testimonium hujus rei. Vale.

Datis apud Berewicum-super-Twedam xj die Martii, A.D. m°ccc^mo decimo.

Præsentatio.

Venerandæ discretionis viris Venerabili Capitulo [etc.] Willelmus de Melton, Præpositus Beverlacensis, Reverentiam et honorem.

Quia Dilecto clerico meo Domino Nicholao de Notingham presbitero cujus virtutes et merita dictæ Beverlacensi [etc. as in last to caritates] attentius vos requiro quatinus dictum Dominum Nicholaum ad dictam Sacristiam benivole admit-

tentes si placet quod vestrum est in hac parte velitis ulterius exequi circa ipsum, Diu ex Domino valeatis.

[Dated as in last.] :

Quibus lectis habitoque tractatu, præsentato et omnibus aliis interim amotis, Capitulum dictum Nicholaum recepit in hæc verba :

Nos Capitulum te Dominum Nicholaum admittimus ad Sacristiam hujus ecclesiæ cum omnibus juribus et pertinentiis suis, ad presentationem dicti Domini Præpositi, et te in spiritualibus per librum et per panem in temporalibus investimus.

Quibus actis idem Nicholaus in habitu regulari, juramentum præstitit constitutum, et installatus fuit, et in corporalem possessionem inductus per Dominum Johannem de Risindon, hujus ecclesiæ Camararium.

Testamentum Domini Roberti de Notingham.

1311.

29 March. Probate of will dated 28 Feb. 1310-1, of Sir Rt. of Nottingham, rector of Brandsburton, before official of Provostry.

lx. b.—In Dei nomine, Amen. Ego Robertus de Notingham, rector ecclesiæ de Brandesburtona, condo testamentum meum in hunc modum.

In primis lego animam meum Deo meo et creatori, gloriosæ Virgini Mariæ, et omnibus sanctis ; et corpus meum ad sepeliendum in cancello ecclesiæ B. Mariæ de Brandesburtona. Item lego ad luminare circa corpus meum, c^{s}. Item ad distribuendum inter pauperes, xv^{li}. Item fabricæ ecclesiæ S. Johannis Beverlacensis, xx^{s}. Item lego sacristiæ ejusdem, xiij^{s}. iiij^{d}.

Body to be buried in chancel of S. Mary's, Brandsburton. For light round corpse, £5. For distribution among poor, £15. To fabric of Beverley Minster, £1. To sacristy there, 13s. 4d.

Item lego Amisiæ Russell totum illum terminum quem habeo in una bovata terræ de dimissione Roberti de Mora.

To Amice Russell residue of term in an oxgang of land on lease from Rt. of More.

Item do lego totum residuum omnium bonorum meorum in isto testamento superius non legatorum Dompno Nigello de Ammecotes, confratri domus de Drax, Domino Johanni de Rolleston et Waltero de Wintringham. Ita quod disponant inter parentes et servientes meos, prout viderint ad salutem animæ meæ melius expedire.

Residue to Dom. Nigel of Amcotts, Sub-Prior of Drax ; Sirs J. of Rolleston and Walter of Wintringham, priests, executors to distribute among relations and servants for good of soul at discretion.

Ad hujusmodi testamenti executionem prædictos Dompnum [etc.] constituo executores.

In cujus rei testimonium sigillum meum cum sigillis prædictorum executorum huic testamento est appensum.

Dato apud Brandesburton, die Dominica proxima post festum S. Petri in cathedra, A.D. m°ccc^{mo} decimo.

In Dei nomine, Amen. Admissis probationibus coram nobis, Officiali Præposituræ Beverlacensis, super factione præsentis testamenti, ipsum testamentum rite pronunciamus probatum; executoribus in eodem testamento nominatis liberam administrationem in bonis ipsum testamentum contingentibus, secundum formam statuti super hoc editi, legitime concedentes.

Datis apud Leven iiij Kalendas Aprilis A.D. m°ccc^mo undecimo.

Convocatio.

1311. 25 April. Convocation of Chapter.

xii. 2 and lxj.—Acta in convocatione celebrata die Lunæ proxima post dominicam qua* cantatur Misericordia Domini: A.D. m°ccc° xj°.

6 Canons present. Sandal and Melton absent on King's business at Berwick.

Tunc præsentibus, Magistris R. de Pykering, H. de Carlton, et J. de Nassington; Dominis J. de Dinyngton, W. de Estden et W. de Melton comparentibus per Magistrum J. de Nassington prædictum, habentem mandatum generale vel speciale, pro utrisque continentiæ infrascriptæ.

Procuratorium Johannis Sandale.

7 April. Proxy of J. Sandal.

lxj.—In Dei nomine, Amen. Anno ab incarnatione ejusdem secundum cursum et computationem ecclesiæ Anglicanæ m°ccc^mo undecimo, Indictione Nona, die septimo mensis Aprilis, Vir reverendus et discretus Dominus Johannes de Sandale, ecclesiæ S. Johannis Beverlacensis canonicus, in mei notarii puplici infrascripti et testium subscriptorum præsentia personaliter constituens Dilectum sibi in Christo Magistrum Johannem de Nassington [etc., as on pp. 186-7],

Dated at Merkenfield Hall.

Acta sunt hæc apud Merkingfeld in Aula Domini Johannis de Merkyngfeld, canonici ecclesiæ Eboracensis sub anno etc. prænotatis.

Præsentibus dicto Domino Johanne de Merkyngfeld, Magistris Henrico de Plukkelay et Edwardo de Eboraco clericis, testibus [etc.] et ego Hugo de Nassington, clericus, Lincolniensis diocœseos, apostolica et imperiali [etc. as on p. 236].

[*Procuratorium Willelmi de Melton.*]

18 April. Proxy of W. Melton.

lxj. b.—Venerandæ discretionis viris Venerabilibus Capitulo

* Second Sunday after Easter.

[etc.], suus, si placet, confrater et concanonicus Willelmus de Melton: Reverentiam quamlibet subjectivam, ac honoris placitudinem et salutis.

Urgent me impræsentiarum adeo ardua et grandia negotia tam Dominum nostrum Regem Angliæ illustrem, cujus notorie cotidianis insisto obsequiis, quam statum et communem utilitatem dicti regni, felicemque expeditionem, auctore Domino, terræ sedem contingentia, quæ me canonice præpediunt, quominus a dicti Domini Regis obsequiis me potero absentare, nec die Lunæ [etc. as above] in Capitulo Beverlacensi meam exhibere præsentiam personalem vobiscum juxta formam et effectum vestræ vocationis seu citationis vestræ, per vestras, quas reverenter recepi, litteras mihi factæ super arduis [etc., as in form of citation]. Idcirco reverendum virum [etc., as in last].

Scriptis apud Berewycum super Twedam xviij die Aprilis, A.D. m°ccc^mo undecimo.

Ista duo procuratoria præcedentia sunt in cophino A.D. m°ccc^mo sexti.

Acta contra detentores travarum, pro excommunicatis capiendis.

* *De Litteris mittendis Vicecomiti Eboracensi.*

Letter to Sheriff of York to seize persons excommunicated by Chapter for detention of traves, or violation of liberties of church to be in the form "The Provost and Chapter."

Cum Præpositus et Capitulum in cartis et privilegiis hujus ecclesiæ sint conjuncti de modo procedendi contra travarum detentores, et contra hujus ecclesiæ libertatis violatores; Ordinatum et statutum est quod scribatur Vicecomiti Eboracensi pro excommunicatis Capituli capiendis nomine Præpositi, proprio nomine non expresso, et nomine Capituli in hac forma, "Præpositus et Capitulum," etc.

† *De Contributione facienda.*

To meet expense of obtaining charters for privileges of the Church last year, &c., a 5th contributed by all the Canons, to be levied on Assension Day next.

De contributione facienda pro expensis factis circa impetrationem cartarum et privilegiorum hujus ecclesiæ factam anno proximo præterito, et pro aliis hujusmodi ecclesiæ negotiis supportandis, omnes Canonici unanimiter concesserunt duas quintas præbendarum suarum, viz. unam quintam levandam in instanti festo Ascensionis Dominicæ,‡ et aliam quintam de fructibus autumpni futuri.

* In later hand.

† On f. lxij. only Contributio.

‡ The words duas quintas præbendarum suarum are carefully erased, and the words et aliam to futuri omitted in the copy of this on folio xij.; so that the grant is reduced to a single fifth.

De taxatione domorum Canonici post mortem.

A Canon is bound to keep his prebendal house in the same state as he found it; but is not responsible after his death, even for defects happening during his life: if the house was sufficient for his habitation. But if he receives money for repairs from his predecessor he must account for it to his successor.

Item, de statuto faciendo super taxatione domorum canonicorum post* mortem suam, Ordinatum est et statutum quod Canonicus domos præbendæ suæ in statu in quo eas invenit sustineat, et quod ad reparationem defectuum earundem domorum post mortem suam non teneatur, nec ad illos defectus qui provenerunt suo tempore. † Hoc est si area præbendæ spectans ad Canonicum fuerit sufficienter ædificata pro mora Canonici.† Hoc excepto quod si quam pecuniam pro domibus emendendis a prædecessore suo acceperit, et illam in ipsis domibus reparandis non apposuerit, illam pecuniam, suo successori pro dictis domibus reparandis per visum Capituli respondere teneatur.

De cantaria Fratriæ Sancti Nicholai.

Answer to be made to Sir John de Hotham about the Chantry of the Brotherhood of St. Nicholas. Master le Cras never presented, but always the Chapter.

The succession of 7 holders stated from John of Rolleston. to present incumbent.

Item de responso faciendo Domino Johanni de Hothum de cantaria in capella Fratriæ Sancti Nicholai. Memorandum, quod licet Magister le Cras voluerit contulisse cantariam prædictam, eam tamen nunquam contulit, sed Capitulum dictam cantariam semper a fundatione ipsius dicitur contulisse et personis infrascriptis; primo, videlicet, Domino Johanni, capellano de Grovulle; secundo, Domino Racero Anreæ; tertio, Domino Roberto de Butterwyk; quarto, Domino Roberto de Langstoft; quinto, Domino Johanni Russelle; sexto, Domino Bernardo de Kyrkeby: septimo, Domino Johanni de Rolleston qui nunc est.

De seneschallo.‡

The Steward to test and weigh the bread sold by the Chapter's tenants in Chapter; not to allow any of the town to enter their houses to levy money, or take security; but any tax for

Item, injunctum fuit Seneschallo quod de cetero probet et ponderet panem venalem tenentium Capituli in Capitulo sicut fieri extitit consuetum: similiter quod non permittat aliquos de villa taxare tenentes Capituli pro pecunia levanda vel vadiis capiendis, sed, si qua taxatio pro negotio communi-

* In the copy on f. lxi. the entry breaks off at bottom of page. There is written on a slip, where apparently a leaf has been cut out, Hic quædam deficiunt quæ in parte continentur in quarto folio sequenti ad tale signum sed alia quæ hic deficiunt non inveni. There is no such mark on that which is now the fourth leaf following; but there is on what is now f. xij.

† These words are added at the bottom of the page, but referred to by an † in text.

‡ Under this in margin a later hand has written "Nota bene."

tatem villæ tangentem fuerit facienda, per ipsos tenentes fiat; et quod non permittat ipsos taxari pro exenniis mittendis Domino Regi vel aliis quibuscunque, necnon pro curialitate facienda marescallo Domini Regis vel Justiciariis quibuscunque, cum ipsum Capitulum Dominum Regem in exenniis et aliis prædictis in curialitatibus respicere fuerit consuetum. Item, quod non ingrediatur præbendam alicujus Canonici ad aliquas executiones faciendas, vel ad aliquam pecuniam levandam, sed si in aliquam præbendam ad hujusmodi suum officium qualitercunque contingentia faciendum vel etiam exercendum intrare oporteat, vicarium præbendæ secum assumat, et sic officium suum, prout convenit, studeat adimplere.

the community of the town to be made by the tenants themselves; and they not to be taxed for presents to the King, or for a courtesy to the King's Marshal, or Justices, since the Chapter itself answers for the same.
The Steward not to enter any prebend to make execution or levy money; but if he has to enter for any purpose he is to take with him the vicar of the prebend.

De novo Canonico admittendo.

Item, licet Auditor Capituli vicarios et alios ministros ecclesiæ auctoritate potestatis per Capitulum attributæ possit admittere; Ordinatum est et statutum quod novum Canonicum, in absentia Canonicorum, absque speciali mandato Canonici vel Canonicorum non admittat.

The Chapter's auditor, though he may admit vicars, &c., is not to admit a new Canon without special order.

De xv.li.

Item, xv^{li}, in quibus Magister Ricardus de Charlthorpe tenetur pro bonis præposituræ sibi per Johannem de Eboraco et Thomam de Graryngham venditis, datæ sunt novæ fabricæ.

£15 due from Master Richard de Charlthorp for goods of Provostry sold to him, given to new Fabric.

De Thuribulariis.

Item statutum est quod Thuribularii tempore vicis suæ comedant alternatim cum Canonicis residentibus.

The Incense bearers during their turn to dine by turns with the Residentiaries.

De pulsatione.

Item, injunctum est clericis Sacristæ quod in pulsatione ad vesperas et ad matutinas et ad alias horas imitentur Orologium, nec citius vel tardius ad dictas horas pulsent quam facere debent, præcepto cujuscumque. Diebus vero quibus jejunatur ita pulsent campanam ad missam Beatæ Mariæ, ut ad horam nonam magna missa dici possit; aliis vero diebus quibus non jejunatur ad horam tertiam.

The Sacrist's clerks to ring the bells for Vespers, &c., in accordance with the clock and not sooner or later at anyone's orders.
On Fast Days the bell to ring for Lady Mass, so that High Mass may be said at noon: on other days at 9 a.m.

*De confirmatione cartæ Edwardi.**

In eadem convocatione concessa fuit Edwardo de Eboraco confirmatio de quibusdam tenentibus in villa de Tycketon

Confirmation of grant of tenants in Tickton to Edward of York,

* In later hand.

see the Chartulary.

sibi a Domino Johanne de Sandale datis, prout in cartulario liquere poterit intuenti.

De x. marcis ad capam chori.*

10 marks due from Peter Emericy for a choir-cope, notwithstanding opposition from some Canons, given to the new fabric.

Item, x marcæ debitæ de Magistro Petro Emericy pro capa chori, licet aliquibus Canonicis reclamantibus, datæ et concessæ fuerunt novæ fabricæ. Deinceps ordinatum est per Magistros R. de Pykering, H. de Carlton, J. de Nassington, Dominos J. de Dynington, et W. de Sothill, canonicos, Capitulum facientes vij Kalendas Julii A.D. m°ccc°xij° quod pecunia solvenda pro capis pro Canonicis mortuis cedat in usus caparum et vestimentorum sicut fieri consuevit. Eodem die datæ fuerunt dictæ x marcæ operi præfato per Canonicos memoratos.

25 June, 1312. Ordered that money paid for copes of dead canons go to buy copes and vestments as formerly: and the same day the canons named gave 10 marks to the work.

Littera super non Residentia per vices.

1311. 27 April. Chapter to Nicholas of Nottingham, Sacrist of Minster.

lxij.—Capitulum [etc.] Dilecto nobis in Christo Nicholao de Notingham, ecclesiæ nostræ Sacristæ, Salutem in Domino.

Having regard to your duties in the Minster and also to your being Rector of Epperstone; willing to grant you special favour so that you may by turns reside in the Minster or be absent, in spite of being bound to continual residence.

Gratiam tuæ devotionis, obsequia per te nobis et ecclesiæ nostræ impensa et etiam impendenda, necnon curam parochialis ecclesiæ de Epperstone,† Eboracensis dioccesis, cujus Rector existis, attendentes, et volentes, illa consideratione, tibi super continua residentia in ecclesia nostra facienda gratiam facere specialem, ut per vices, prout commode poteris, in dicta ecclesia nostra resideas, per vices abesse valeas ab eadem, eo non obstante, quod ad personalem et continuam residentiam ratione tui officii, quod habes in ecclesia nostra, sis astrictus;

We dispense with your residence, provided you keep an efficient deputy.

Tibi tenore præsentium, quatenus ad nos attinet, tribuimus facultatem, et super non residentia in dicta sacristia tua facienda gratiosius dispensamus.

This to be at our pleasure.

Proviso quod in ecclesia nostra in tua absentia procuratorem habeas idoneum, qui omnia et singula officium tuum contingentia exerceat et faciat, et in singulis, te ratione ipsius officii contingentibus, respondant debite loco tui. Præsentibus pro nostro beneplacito duraturis. Valete.

Datis Beverlaci v. Kalendas Maii A.D. m°ccc^mo^ undecimo.

* It was the custom in most Cathedral and Collegiate Churches that a Canon dying, or otherwise departing, should give a cope worth 10 marks to the church as a parting gift.

† In Notts, near Southwell.

Procuratorium pro Domino Johanne de Sandale.

1310. 13 Sept. J. of Sandal to Edward of York. General proxy to act for him in all matters relating to obtaining any ecclesiastical benefice, with or without cure of souls.

lxij. 2.—In Dei nomine Amen. Anno ab incarnatione ejusdem secundum cursum et computationem ecclesiæ Anglicanæ millesimo trecentesimo decimo, Indictione octava, tertio decimo die mensis Septembris, vir venerabilis et discretus, Dominus Johannes de Sandale, clericus, Domini Edwardi Dei gratia Regis Angliæ illustris Thesaurarius, in præsentia viri [etc. as on p. 226-7].*

Data sunt hæc apud Whetelagh juxta Doncastre, infra manerium dicti Domini Johannis, sub anno [etc.] Præsentibus Domino Johanne de Merskingfeld, Magistro Johanne dicto Franceys, ecclesiæ Eboracensis canonicis; Domino Rogero, rectore ecclesiæ de Abyrford, Magistro Willelmo de Swyndon, et Magistro Johanne de Heselarton, notario publico, testibus [etc. as in lxj. 2].

Compotus testamenti Domini Roberti de Notingham.

1311½. 15 March. Nigel, Canon of Drax Priory, J. of Rolleston, and Wr. of Wintringham, executors of Rt. of Nottingham, late sacrist, appeared and passed their accounts for his goods in the Chapter's jurisdiction; and received a discharge.

lxij. b. 2.—Dominus Nigellus de Drax, canonicus, Dominus Johannes de Roleston et Walterus de Wyntringham, executores testamenti Domini Roberti de Notingham, quondam sacristæ hujus ecclesiæ, vocati ad diem Mercurii proximam post diem S. Gregorii A.D. m°ccc^mo undecimo ad reddendum finalem computum de sua administratione in bonis prædicti defuncti infra jurisdictionem Capituli inventis, juris ordine in omnibus observato, personaliter comparuerunt, et compotum suum finalem reddiderunt, et inde litteras acquietanciæ in forma quæ sequitur optinuerunt.

lxiij.—[The quittance follows in usual form.]

Pro vicariis.

lxiij. 2.—Et eadem die Domini Thomas de Grayngham et Johannes de Swyna, vicarii ecclesiæ præfatæ, super compoto dictorum executorum comparuerunt, et nomine suo et sociorum suorum vicariorum petebant a supradictis executoribus arreragia candelarum suarum æstivalium eisdem vicariis de

* This was presumably given with a view to the proceedings as regards his Beverley prebend.

consuetudine præfatæ ecclesiæ debitarum, et solvi consu
tarum per dictum Dominum Robertum per octo annos an
diem mortis suæ subtractarum injuste et detentarum.

Tandem amicabili compositione interveniente, iidem exec
tores solverunt dictis Vicariis tresdecim solidos iiij^{d}, et pr
fati Vicarii omnes actiones eisdem ex causa præmissa et al
causis quibuscunque competentes contra præfatos executor
remiserunt; et super hoc litteras acquietantiæ eisdem fec
runt.

De Candelis.

1312. 5 May. Controversy between Vicars (Choral) and Nicholas of Nottingham, Sacrist, as to candles for collects at matins and vespers in summer; not provided by him and his predecessor, Robert of Nottingham, for 9 years, referred to Chapter.

lxij. b. 2.—Memorandum, quod cum inter vicarios eccles
Sancti Johannis Beverlacensis et Dominum Nicholaum
Notyngham, sacristam præfatæ ecclesiæ, super cande
Ebdomadario ad collectas in matutinis et vesperis tempo
æstivali liberandis, per Dominum Robertum de Notyngha
prædecessorem suum et ipsum Nicholaum per novem ann
et amplius minus juste detentis, et subtractis, orta ess
materia questionis, tandem ut omnis materia discordiæ int
dictas partes ex causa prædicta sopiretur, dicti Vicarii
sacrista se ordinationi Capituli submiserunt.

The Sacrist ordered to deliver candles to the Hebdomadary for the collect, every day, summer as well as winter.

Tertio Non. Maii A.D. m°ccc^{mo} duodecimo, videlicet
crastino Ascensionis Domini, dicti Vicarii, et Domin
Johannes de Ryceby, procurator dicti sacristæ cora
Capitulo comparuerunt, Magistris Roberto de Pykering, I
de Carlton, et J. de Nassington, Dominis Johanne
Dinington, W. de Melton, W. de Estden, Willelmo
Sothill, canonicis, capitulum facientibus, et ordinatione
seu decretum cum instantia in præmissis petierunt.

Capitulum vero prædictum, habito tractatu adinvicem supe
præmissis, habentesque considerationem ad statum anticu
præfatæ ecclesiæ, candelas ad collectas in matutinis
vesperis singulis diebus tam in æstate quam in hyem
Ebdomadario fore solvendas de cetero decreverunt, prou
consueverunt liberari et solvi ante tempus detentionis
subtractionis earumdem.

*De numero puerorum coristarum in scolis**

1312. 5 May.

lxii. b. 3 and xij. b. 3.—Item, cum Magister I
Sutton, Rector scolarum grammaticalium Beve

* In xij. b. 3 the heading is only De coristis.

Question as to admission of Choristers free to Beverley Grammar School.

numerum puerorum coristarum ecclesiæ prædictæ in scolis prædictis addiscentium usque ad numerum septenarium artare voluisset, ac pueros in dicta ecclesia coristas ultra præfatum numerum in scolis prædictis addiscentes sibi solvere salarium compellere voluisset, et super hoc inter ipsum et Succentorem præfatæ ecclesiæ esset dissensio aliqualis;

Dispute between Roger of Sutton, Master of Beverley Grammar School, refusing to admit more than 7 choristers to the School free, and Sacrist, referred to Chapter, who after full inquiry by the seniors decree that no limit is to be placed to the number of choristers to be admitted free to the Grammar School; but the Sacrist is not to admit boys to wear the habit in choir so as to defraud the Schoolmaster.

Eodem die, videlicet iii Nonas Maii, præsentibus canonicis memoratis, dicti Magister et Succentor coram Capitulo comparuerunt, petentes decretum Capituli in præmissis.

Capitulum vero, inquisita plenius veritate de præmissis per seniores ecclesiæ memoratæ, habentes considerationem ad antiquas consuetudines ecclesiæ et scolarum prædictarum, decrevit numerum puerorum coristarum in prædictis scolis non esse artandum, sed omnes, quotquot fuerint, in ecclesia coristæ in scola quieti sint et liberi quoad ipsum Magistrum; et quod ipse Magister, vel aliquis successorum suorum, nomine salarii nihil exigat ab eisdem: verumtamen injunxit Succentori quod in fraudem Magistri scolarum ad portandum habitum in choro pueros non admittat.

1312. 2 June.

Probate of Will of William Sturmy of Londesborough.

Flyleaf.—Ego Willelmus Sturmy de Lounesburth expectans* . . . virginis A.D. m°ccc^mo^xij^mo. In primis lego animam . . . . . de Lonnesburch.

Item do lego Deo et ecclesiæ prædictæ meliorem equum me[um] . . . . meis iu distributione pauperibus facienda in die sepulturæ meæ et die septiman[æ]

. . . pro anima mea in ecclesia de Lounesburth primo anno defunctionis meæ 5 marcas . . . . .

fratri Rogero germano meo tres marcas. Item Dominabus Agneti et Helwisiæ monialibus . . . do lego Thomæ Kyriel unum lectum. Item lego Thomæ Purdum unam robam

Abuhel 40^s^ cum roba mea de liberata Magistri Hospitalis . . . pullæ . . . .

Aliciæ uxoris meæ.

Item lego ad emendationem ecclesiæ de Lounesburth 3^s^ . . . Mariæ de Estthorp 3^s^.

Item do lego totum residuum bonorum meorum exceptis robis Alisiæ consorti meæ . . . . . cis de ipsa legitime procreatis.

Item do lego Ricardo filio meo et heredi meo totam

* The dots represent places where the MS. has been destroyed.

armaturam meam, quæ sufficit in omnibus pro uno armigero, cum gladio meo meliori : si vero contingat eundem Ricardum infra legitimam ætatem mori, eandem armaturam cum gladio prædicto lego Johanni filio meo, vel cuicunque filio meo mihi hereditarie succedenti.

Item lego Rectori ecclesiæ de Laxton melius animal quod habeo, idem pro mortuario meo. Item lego ecclesiæ matrici ejusdem villæ tres solidos.

Item lego fabricæ ecclesiæ Beati Johannis Beverlacensis 3ˢ.

Ad istud testamentum fideliter exequendum executores meos istos constituo, videlicet, Alesiam uxorem meam, Robertum de Wolvyngton, et Hugonem Sturmy, quorum unicuique pro labore suo lego 20ˢ.

In Dei nomine Amen. Admissis probationibus super factione præsentis testamenti coram nobis Johanne de Risendon, Reverendi viri Domini Johannis de Sandal, canonici et præbendarii præbendæ S. Andreæ in ecclesia [etc.] vicario et spiritualitatis dictæ præbendæ custode, pronuntiamus ipsum testamentum rite factum et probatum, administrationem bonorum dicti defuncti infra jurisdictionem nostram existentium Alesiæ uxori quondam defuncti et Hugoni Sturmy in forma constitutionis super hoc editæ concedentes. . . .

In cujus rei testimonium, quia sigillum nostrum plerisque est incognitum, præsens testamentum sigillo venerabilis Capituli [etc.] prædicti una cum sigillo nostro per modum collationis fecimus communiri.

Datis in aula prædicti Præbendarii Junii A.D. mºcccᵐᵒ duodecimo.

De oblatione Reginæ.

1312. 12 July. Queen Margaret, Consort of Edward, son of King Edward, came to Beverley and next day heard mass in the Minster and gave a round ornament of gold of moderate size, which was at once fixed to S. John's shrine.

lxiiij. 2.—xij die mensis Julii A.D. mºcccᵐᵒ duodecimo Domina Margareta consors Domini Edwardi filii Regis Edwardi Angliæ illustris venit Beverlacum ; et die sequenti audivit missam in ecclesia B. Johannis Beverlacensis et obtulit post missam unum monile aureum rotundum mediocris quantitatis, quod feretro B. Johannis protinus est affixum.

De oblationibus Regis et Reginæ.

Formerly when she went with the King

Alias vero in transitu suo versus Scotiam cum Domino Rege obtulit unum baudkynum et unum monile aureum.

Item Dominus Rex in transitu suo versus Scotiam in autumpno A.D. m^{i}ccc^{mi} decimi obtulit unum pannum et unum monile.

she gave a bawdekin and gold ornament. So did the King in the autumn 1310.

Admissio Domini Johannis de Coupland.

lxiiij. 3.—Tertio Kalendas Septembris A.D. m^{o}ccc^{mo} duodecimo Dominus Johannes de Coupland porrexit Domino Johanni de Risindon venerabilis Capituli [etc.] causarum Auditori mandatum venerabilis patris [etc.] in hæc verba:

1312. 30 Aug. Admission of J. of Copeland to vicarage [choral] of Archbishop in Minster.

Willelmus permissione divina [etc.] Dilectis filiis Capitulo [etc.]

Quia Johanni de Coupland, presbitero, inter vos diutius conversato, cui super vitæ honestate et moribus laudabile testimonium perhibetur, vicariam nostram in nostra Beverlacensi ecclesia vacantem, cui ut accepimus cura non imminet animarum, contulimus, et ipsum vicarium nostrum deputavimus loco nostri;

Vobis mandamus quatinus ipsum Johannem ad vicariam hujusmodi admittentes circa personam ejusdem ulterius exequamini, quod est vestrum. Valete.

Datis apud Burton juxta Beverlacum iiij Kalendas Septembris anno gratiæ m^{o}ccc^{mo} xij^{mo} et pontificatus nostri septimo.

Auctoritate cujus mandati dictus Johannes admissus fuit in forma consueta, salvo in omnibus jure Capituli memorati; et de mandato dicti Auditoris, præfato prius juramento consueto, prout in veteri texto plenius continetur, installatus fuit, et in corporalem possessionem dictæ vicariæ inductus per Dominos Hugonem de Otringham et Thomam de Grymsby, vicarios.

Præsentibus tunc in Capitulo, tam in admissione quam protestatione, Magistro Roberto de Byam, Cancellario; Domino Alano de Humbleton, Domino Roberto de Syglisthorn, Domino Hugone de Otringham, Domino Thoma de Grayngham, Johanne de Swyna, Domino Thoma de Grimisby, Domino Ricardo de Otringham, Johanne de Eboraco, Ricardo puplico notario, et multis aliis clericis et laycis.

Pro Domino Johanne de Rolleston.

1312

lxiiij. b. 1.—Lectæ fuerunt præsentes litteræ subscriptæ in

28 Sept. The following

documents were read in the Minster.

vigilia S. Michaelis Archangeli A.D. m°ccc^mo xij^mo. in eccles
Beati Johannis Beverlaci, Præsentibus tunc Dominis Johann
de Risindon Auditore Capituli [etc.], Alano de Humbleto
Hugone de Otringham, Johanne de Swyna, Thoma d
Grymsby, Ricardo de Otringham, perpetuis vicariis; Domin
Thoma, Capituli puplico notario; et Johanne le Porte
Stephano de Humbleton, Johanne de Runnisdell, Thoma d
Wellewyk, Ricardo Tanur, Thoma de Langtoft, Robert
Snaw, Johanne de Brompton, Johanne de Harpham, cleric
de secunda forma; et aliis.

Protectio.

Edward (II.) to all bailiffs and faithful people.

Edwardus D. G. [etc.] omnibus ballivis et fidelibus suis
quos præsentes pervenerint, Salutem.

We have taken under our protection our Chaplain J. of Rolleston, Master of the Hospital of Newton in Holderness and all his lands and possessions for one year.

Sciatis quod suscepimus in protectionem et defensione
nostram Dilectum Capellanum nostrum Johannem de R
leston, Magistrum Hospitalis de Neweton in Holderness
omnes terras res redditus et omnes possessiones suas;
ideo vobis mandamus quod ipsum Johannem omnes [etc.
above] manuteneatis protegatis et defendatis, non inferent
eis vel inferri permittentes injuriam molestiam, dampnum v
gravamen.

Et si quid eis forisfactum fuerit id eis sine dilatione faciat
emendari.

In cujus rei testimonium has litteras nostras fieri fecim
patentes per unum annum duraturas.

York, 27 June, 1312.

Teste me ipso apud Eboracum xxvij die Junii Anno regn
nostri quinto.

29 August. Abp. Wm. Greenfield to Sir J. of Rolleston, his vicar in the Minster and Chaplain of the Chantry of the brotherhood of St. Nicholas.

Willelmus permissione divina [etc.] dilecto filio Domin
Johanni de Rolleston, vicario nostro in ecclesia nostr
Beverlacensi, ac capellano cantariæ fraternitatis Sanct
Nicholai ejusdem, Salutem [etc.].

As it is your duty by order of the King to start with him for his war in Scotland with the banner of S. John of Beverley,

Quia ex præcepto Domini Regis Angliæ illustris te oporte
vexillo B. Johannis Beverlacensis secum in guerram suam
Scotia proficissi (*sic*), ut, durante tempore absentiæ tuæ, e
causa prædicta, ea, quæ ratione vicariæ ac cantariæ præ
dictarum, tibi in ecclesia nostra Beverlacensi prædicta
debentur, nullatenus subtrahantur, te ex causa præd
absentandi licentiam tibi concedimus specialem.

We grant you special license for non-residence and command our subjects in

Nostris subditis in dicta ecclesia injungentes qu
corrodium, et cætera quæ tibi ratione vicariæ et ca

prædictarum debentur, ea occasione subtrahere non præsumant. Valete.

the said church not by reason thereof to withdraw your corrody and other things appertaining to your vicarage and chantry.

Datis apud Beverlacum iiij Kalendas Septembris anno gratiæ m°ccc^mo decimo, et Edwardi Secundi anno quarto.

Apellatio [*sic*].

In Dei nomine Amen. Cum ego, Johannes de Rolleston, capellanus cantariæ capellæ fraternitatis seu frariæ Sancti Nicholai Beverlacensis dictam cantariam, cum omnibus juribus et pertinentiis suis, spectantem ad collationem præsentationem seu dispositionem venerabilis Capituli [etc.] in eadem sim canonice institutus, et in eadem legitime admissus, fructus obventiones ejusdem cantariæ percipiens inconcusse; Ego tamen Johannes antedictus metuens ex variis et verisimilibus comminationibus et conjecturis, per vos Capitulum B. Johannis prædictum mihi cantariæque meæ prædictæ factis et elatis præjudicium posse generari in futurum;

Appeal of J. of Rolleston as chantry priest of S. Nicholas.

Fearing from various threats that the Chapter may attempt something to the prejudice of me and my Chantry,

Ne vos Capitulum prædictum seu quivis alius vice auctoritate vel mandato vestro, contra me Johannem antedictum cantariamque meam prædictam aliquid durum vel pœnale citando, monendo, sequestrando, interdicendo, interloquendo, suspendendo, excommunicando, sententiando, spoliando, privando, amovendo, exequendo, seu aliquid aliud faciendo, quod in mei cantariæque meæ prædictæ præjudicium cedere possit quovismodo, in futurum sacrosanctam sedem apostolicam in hiis scriptis provoco, et provocando, quatenus natura rei et facti qualitas exigit et requirit, appello, et appostolos peto cum effectu; Protestans me istam provocationem in directam appellationem in eventu cujuscunque gravaminis futuri velle redigere, et eam prosequi cum effectu.

I appeal to the Apostolic See; protesting I will prosecute this appeal in the event of any grievance to come.

Apellatio.

lxv. 1.—In Dei nomine Amen. Cum ego Johannes de Rolleston, capellanus Eboracensis dyocœsis, fuissem quandam vicariam in ecclesia collegiate Beverlacensi spectantem ad collationem seu præsentationem Domini Archiepiscopi Eboracensis in eadem canonice adeptus, et in eadem institutus, in stallo et in choro admissus, fructus et obventiones ejusdem vicariæ pacifice participans inconcusse;

Appeal of J. of Rolleston, as holding a vicarage in the Collegiate Church of Beverley, belonging to the collation of the Abp. Having been deprived by him without warning, summons, conviction or confession or contumacious absence, and 3

of Copeland having been presented instead,

confessum, nec per contumaciam absentem, juris ordine in omnibus prætermisso, de vicaria antedicta privastis, et ipsam cantariam vacantem decrevistis eandem cuidam Domino Johanni de Coupland, capellano, minus juste in mei præjudicium non modicum et gravamen;

Appeals to the Apostolic See.

Ego Johannes antedictus, ex hiis omnibus et singulis sentiens me indebite prægravatum, sacrosanctam sedem Apostolicam in hiis scriptis appello et apostolos instanter instantius et instantissime peto, quos si mihi denegaverint, iterato ut prius appello, et ne vos, Domine Archiepiscope antedicte, seu quivis alius vice vel auctoritate vestra mandatove vestro quicquam in mei præjudicium attempetis seu attemptari faciatis seu faciat citando [etc., as in last, to interdicendo] seu quovis alio modo gravando, sacrosanctam sedem apostolicam antedictam provoco seu appello in hiis scriptis, et quatenus de jure teneor apostolos peto.

Littera privata directa Johanni de Lincoln, quæstori.

1312.
23 Nov. Chapter to J. of Lincoln and J. of Birstal formerly collectors for fabric.

Capitulum [etc.] dilectis nobis in Christo Johanni de Lincoln et Johanni de Bristoll, dudum quæstoribus fabricæ ecclesiæ nostræ, Salutem [etc.].

Quum ad exercendum præfatum officium, dilectos nobis in Christo Dominum Johannem de Langtoft capellanum et Elyam de Lumby, clericum, procuratores nostros conjunctim et divisim fecimus et nuntios speciales,

We have appointed J. of Langtoft, Chaplain, and Elias of Lumby, clerk, our proctors and special messengers for collecting; hand over to them or the one of them who produces this, all letters, privileges, &c., touching the office, given you on your admission by indenture, one part deposited with the official of Court of York, the other remaining with you.

Vos et vestrum quemlibet rogamus et insuper tenore præsentium vos, et vestrum quemlibet monemus, sub pœna excommunicationis majoris, quatinus prædictis Johanni et Elyæ vel eorum alteri qui præsentes vobis porrexerit, omnes litteras, privilegia, et omnia alia dictum officium qualitercunque contingentia, vobis in admissione præfati officii liberata per indenturam, cujus unam partem penes Dominum Officialem curiæ Eboracensis, et alteram partem penes vos novimus residere, absque difficultate aliqua liberetis; taliter in hac parte facientes ne contra vos vel vestrum quemlibet ob præmissa habeamus materiam acrius procedendi.

De die porrectionis [etc.] ix Kalendas Decembris [etc.].

Procuratorium quæstoris.

1312.

23 December. Appointment of Sir Jn. of Langtoft and Elyas of Lumby, collectors in dioceses of York, Durham, and Carlisle.

lxv. —Universis sanctæ matris ecclesiæ filiis pateat per præsentes quod Nos Capitulum [etc.].

Procuratorium quæstorum diocæseos Lincolniensis.

Same date. Appointment of Sir J. Smith, Randolph of Paghill, and Rt. of Blaungi, clerks, collectors, of Lincoln diocese.

[As in last.]

Littera directa Episcopo Lincolniensi.

[In favour of the three collectors.]

Littera directa Episcopo prædicto (non emanavit).

Chapter to J. Bishop of Lincoln.

lxvj. 2.—Venerabili in Christo patri J., Dei gratia Lincolniensi Episcopo, humile Capitulum [etc.], Salutem in amplexibus Salvatoris.

Mr. Rd. of rector of Croxton, executor of Mr. J. of Penistone, late canon of Beverley, has been excommunicated for 3 years at suit of Reginald Rosce, deceased,

Quia Magister Ricardus de Rydemild, rector ecclesiæ de Croxton, vestræ dioceseos, executor testamenti Magistri Johannis de Penigston defuncti, quondam canonici et confratris nostri, propter suas manifestas contumacias, ad instantiam Reginaldi Rosce jam defuncti, coram nobis contractas, per triennium jam extiterat excommunicatus, et adhuc est, claves ecclesiæ sic contemnendo;

Please write to King's Court to invoke the secular arm.

Unde cum ecclesia non habeat quid faciat, paternitatem vestram requirimus et rogamus, quatinus Curiæ Regiæ per brachium seculare contra ipsum invocando, mutuæ vicissitudinis obtentu scribere velitis.

Valeat paternitas vestra reverenda per tempora feliciter successiva. Data in Capitulo nostro iiij Nonas Julii A.D. m°ccc^mo secundo.*

Admissio Johannis le Porter.

1312.

28 Dec. W. of Melton, Provost, to Chapter.

Venerandæ discretionis viris Venerabili Capitulo [etc.] Willelmus de Melton, Præpositus ecclesiæ S. Johannis Beverlacensis, Salutem et sinceram in Domino caritatem.

* It is difficult to see why this letter is placed here—if its date be correct; which there is no reason to think it is not.

I have collated J. the Porter to the corrody held by Jn. of Harpham, deceased, clerk of the Berfell. Please do the needful.

Quia dilecto clerico meo, Johanni le Porter, cujus virtutes et merita dictæ Beverlacensi ecclesiæ oportunos fructus æstimo processu temporis per Dei gratiam allatura, corrodium quod habuit Dominus Johannes de Harpham, clericus de Berfella, in ecclesia præfata, per mortem ipsius vacans et ad collationem meam spectans, cum suis juribus et pertinentiis universis contuli intuitu caritatis;

Vos requiro quatinus quod vestrum est in hac parte velitis ulterius exequi circa ipsum. Bene et diu in Domino valete.

Datis Londonii xxviij die mensis Decembris; anno gratiæ m°ccc^mo duodecimo.

Collation of J. the Porter by W. of Melton to same.

Willelmus de Melton, Præpositus ecclesiæ [etc.], dilecto clerico nostro Johanni le Porter de Beverlaco, Salutem.

Ob grata tuæ probitatis merita et alia virtutum dona, quibus te Dominus laudabiliter insignivit, volentes tuam personam, quam dictæ Beverlacensi ecclesiæ speramus processu temporis fructum oportunum per Dei gratiam allaturam, prosequi benevolentia gratiæ specialis, corrodium [etc. as in last to universis] conferimus caritatis intuitu per præsentes, quas sigilli nostri munimine roboravimus in testimonium hujus rei.

Datas [as in last].

1312. 28 Dec. W. of Melton, Provost, to J. le Porter. Covering letter in French.

lxvj. b. 3.—Salus et bon amour. Je vous envoy par vostre garzoun, porteour de cestes lettres, la collacion de col (*sic*) porcion, qui fust a Sir Jehan de Harpham, en leglise de Saint Jehan de Beverle et lettres aussinc.

Admissus fuit præfatus Johannes le Porter ad corrodium supradictum Pridie Nonas Januarii A.D. m°ccc^mo duodecimo; præsentibus omnibus vicariis et aliis multis, clericis et laicis, investitus fuit [etc. as on p. 285] et installatus fuit vice Camerarii per Dominum Robertum de Siglisthorn, vicarium; Domino Johanne de Risindon tunc Auditore et gerente vices Capituli.

Pro Johanne le Porter super licentia.

1312/3. 4 Jan.

lxvj. b. 4.—Quam sibi salutem. Magister Robertus de Pykering et ego, bene consentimus, quod Johannes le Porter, lator præsentium, habeat licentiam, sub dissimulatione tamen, usque ad medium quadragesimæ, ut possit ire London pro

negotiis diversorum dominorum suorum in Curia Domini nostri Regis expediendis, et etiam terminandis, et ista licentia in registro rescribetur. Valete in Domino semper bene.

Et ista licentia concessa fuit a die Epiphaniæ usque ad præfatum tempus.

Littera supplicatoria privata.

lxvj. b. 5.—Reverendo et discreto viro Domino Johanni de Sandal concanonico et confratri nostro, Capitulum [etc.], Salutem in eo quem peperit uterus Virginalis. 1313/4. 17 Jan. Chapter to Canon J. of Sandal.

Quia Simon de Rosce, lator præsentium, attornatus noster in Banco, negotia nostra coram Justitiariis Domini Regis non potest aliquando, secundum exigentiam libertatis ecclesiæ nostræ, sine gravi difficultate, ut asserit, expedire; Simon of Ross, our attorney in King's Bench, sometimes cannot do our business without great difficulty.

Vestram fraternitatem requirimus et rogamus quatinus eidem in agendis suis ex parte nostra, coram eisdem Justitiariis velltis vestrum auxilium et consilium impendere. Nostris precibus et amore valeat vestra fraternitas reverenda in filio Virginis gloriosæ. Please help our business in that Court.

Datis Beverlaci xvij die mensis Januarii.

Testamentum J. de Harpham.

lxvij. 1.—Universis pateat per præsentes quod admissis probationibus super factione testamenti nuncupativi * Domini Johannis de Harpham dudum clerici de Berfella in ecclesia S. Johannis Beverlacensis coram nobis Capitulo B. Johannis prædicti in forma quæ sequitur. 1312. 18 Dec. Probate of Nuncupative Will of J. of Harpham, clerk of Berfell.

In Dei nomine Amen. Ego Johannes de Harpham, compos mentis et memoriæ, licet æger corpore, meum testamentum facio in hunc modum. Will.

In primis lego animam Deo et corpus sepeliendum in cimiterio B. Johannis Beverlacensis. Body to be buried in Minster yard.

Item do lego omnia bona mea in quibuscunque rebus consistentia Thomæ de Harpham consanguineo meo. Item do lego eidem Thomæ omnes domos meas cum gardinis eisdem pertinentibus, habendum et tenendum sibi et heredibus vel All goods and houses to cousin T. of Harpham.

* A nuncupative will was one made by word of mouth, and such wills were valid until the present Wills Act of 1837. This will, with its secret trust and a Blackfriars' Prior as executor, is highly suspicious.

assignatis de capitalibus dominis feodi reddendo inde eisdem debita servitia et consueta.

We pronounce the will proved, and give possession to the said Thomas; but enjoin him in virtue of his oath, to fulfil the secret trust placed on him by the deceased.

Nos pronuntiamus ipsum testamentum rite probatum, dicto Thomæ plenam possessionem in domibus prædictis, quatenus ad nos attinet, tradentes; et in bonis ipsius defuncti mobilibus juxta voluntatem dicti defuncti, in hiis quæ idem defunctus eidem secretius injunxerat, in virtute sacramenti præstiti, fideliter adimpleat injungentes.

Datis Beverlaci xv Kalendas Januarii A.D. m° ccc^mo xij^mo.

Proved by Hugh of Leicester, Prior of the Friars Preachers, J. of Lockington, and J. of Grimsby, chaplain.

Probatum fuit dictum testamentum per Fratres Hugonem de Lecestria, tunc priorem Fratrum Prædicatorum, Johannem de Lokington, et Dominum Johannem de Grimisby, capellanum, coram Domino Johanne de Risindon tunc Auditore Capituli, Dominis Alano de Humbleton, Roberto de Siglisthorn, Thoma de Grayngham, Hugone de Otringham, Johanne de Swina, Thoma de Grimisby, Ricardo de Otringham et Johanne de Coupland, vicariis; ad præmissam examinationem rogatis personaliter interesse.

Per R. de Pykering.

Canon R. of Pickering to Chapter.

I want J. of Frammesden to make some vessels for me; please let him come to York, to return as soon as he has done the work.

lxvij. 2.—Venerabili Capitulo Beverlacensi, Suus R. de Pykering, canonicus, Salutem et fraternæ dilectionis continuum incrementum.

Quia Johanne de Frammesden indigeo, pro aliquibus vessellis parandis, vos rogo quatinus eidem licentiam ad me veniendi usque Eboracum velitis concedere; in brevi, post opus meum paratum, usque Beverlacum illico reversuro. In Christo feliciter valeatis.

Per J. de Nassington.

J. of Nassington to Chapter's assessor.

Mr. W. of Beverley has written to complain that the Chapter's servant has assaulted Rt. Waltheof, his cousin.

lxvij. 3.—Eandem quam sibi Salutem. Scripsit mihi Magister Willelmus de Beverlaco graviter conquerendo, quod serviens Capituli nostri in Dominum Robertum Walthef, consanguinem suum, capellanum, manus injecit temere violentas; propter quod, vocato dicto servionte coram vobis, præsente dicto Domino Roberto, et ipsum de veritate dicenda jurare faciatis.

Summon the servant and make him swear to tell the truth; if he confesses,

Quo confesso, vel alias super hujusmodi facinore convicto, ipsum donec absolutus fuerit et læso satisfecerit, ab obsequio nostro faciatis celeriter amoveri.

Et quid inveneritis et feceritis in hoc facto, mihi per litteram vestram rescribatis cum videritis opportunum.
Valete in Domino semper bene.

or is convicted, suspend him until he has been absolved and made satisfaction.

Quam sibi salutem. Miror non modicum, quod servientem nostrum absque mandato canonicorum amovistis sine causa, sicut lator præsentium firmiter asseverat; Unde, ex quo purgavit se de facto hujusmodi, et nullus contra eum prosequitur, in officio suo ministrare modis omnibus permittatis. Valete in Domino.

I am not a little surprised that you have removed our servant without the order of the Canons, without cause, as the bearer says. So if he has purged himself of the deed, and no one prosecutes him, let him do his duty as usual.

Per W. de Beverlaco.

W. of Beverley, clerk, to J of Risindon.

lxvij. 5.—Discreto viro et dilecto amico suo Domino J. de Rissindon, Willelmus de Beverlaco, clericus, eam quam sibi salutem. Nuper veraciter intellexi quod Matthæus Dousing serviens Capituli [etc.] in Dominum Robertum Waltheff, presbiterum, ausu nephario, manus injiciens temere violentas, ipsumque Dominum Robertum usque ad parietem unius domus propulsans, extracto suo gladio, et ad pectus dicti presbiteri proposito, jurans asseruit, quod si ipse presbiter loqueretur unum verbum, ipsum perforatum cum suo gladio ad dictum parietem defigeret; aliaque probrosa vituperia sibi intulit, ut insanus; licet dictus Dominus Robertus, verbo nec facto, erga ipsum aliqualiter deliquerat, sed potius modo suaviori quo potuit ad liberandum dictum Matthæum de stultitia quam fecerat nitebatur;

I hear that Matthew Dousing, a servant of the Chapter, lately assaulted Rt. Waltheof, priest; thrusting him against a wall, drawing his sword, and saying that if he said a word he would pin him to the wall; and other insults, like a madman, though Rt. had done him no injury; but was trying to get Matthew out of a folly he had committed.

Et quamvis prædictum facinus multis aspicientibus in alto vico Beverlacensi fuisset perpetratum, dictus tamen excommunicatus suæ salutis et etiam aliorum immemor, communioni fidelium post modum et adhuc se ingerit et ingessit, in ecclesia etiam et extra, ut audivi, in suo officio ministrat sicut prius.

Although this was in Beverley High Street, yet the excommunicate mixes with the faithful and does his duty in the church and out, as before.

Super quo expedit, ut quod saluti hominum, honori ipsius ecclesiæ, et justitiæ conveniat, in præmissis fieri faciatis. Valete semper bene.

Salutem quam sibi. Amice, licet Dominus Robertus Waltheff injuriam per Matthæum Dousing contra eum prosequi noluisset, sicut Magistro J., domino officiali super hoc scripsistis, dictus tamen Matthæus donec de violentia elata fuerit absolutus, eadem sententia qua prius ligatus remanet, sicut nostis. Nec ipsum excusat purgatio, si quam fecerit, quia

The Same to the Same.

Though Waltheof does not prosecute Dousing, the latter is not absolved; nor does purgation excuse him, as

recourse is had to that as a last resource, but proof cannot be wanting of a deed done in the High Street before many witnesses.

ad ipsam demum recurritur, cum deficit omnimoda probatio contra negantem, diffamatumque probandi facultas in illo casu non deberet deficere, tanquam de quodam facinore in alto vico, multis præsentibus et videntibus, publice perpetrato.

In prosperis valeatis.

Littera super licentia absentiæ Johannis le Porter.

1313. 13 April. Abp. Wm. Greenfield to J. the Porter, clerk of the Berfell.

lxvij. b. 3.—Willelmus permissione divina ,[etc.]

Dilecto filio Johanni le Porter de Beverlaco, uni de septem clericis de Berefello in ecclesia nostra Beverlacensi, Salutem, gratiam et benedictionem.

Leave of absence for 2 years in the service of Sir Henry of Percy, Kt.

Precibus nobilis viri Domini Henrici de Percy, militis, pro te nobis porrectis favorabiliter annuentes, ut in ipsius obsequio existens a dicta ecclesia Beverlacensi per biennium a data præsentium continue numerandum abesse valeas, liberam tibi quantum in nobis est concedimus facultatem. Valete.

Data apud Burton juxta Beverlacum xiij mensis Aprilis anno gratiæ m°ccc^mo^ tertiodecimo et pontificatus nostri octavo.

Littera privata Domino J. de Sandal.

1313. 20 April. Chapter to J. of Sandal.

lxvij. b. 4.—Reverendo et discreto viro Domino Johanni de Sandal concanonico et confratri nostro Capitulum [etc.], Salutem in eo qui devicta morte suis æternitatis additum reserravit.

Quia Simon de Rosce [same as lxvj. b. 6].

Data Beverlaci vicesimo die mensis Aprilis A.D. m°ccc^mo^ tertio decimo.

Same date.

Littera ejusdem tenoris Domino W. de Melton pro eodem.

Commissio attornati.

1313. 25 April.

lxvij. b. 5.—Nobilibus et discretis viris ac dominis Justiciariis illustrissimi Regis Angliæ ac fidelibus quibuscunque Capitulum [etc.], Salutem in Domino.

Noveritis nos posuisse loco nostro dilectum et fidelem nostrum Simonem Rosce de Beverlaco exhibitorem præsentium [etc., as on p. 84].

Privata littera pro libertate.

lxiiij. 4.—Capitulum [etc.] Dilecto nobis in Christo Thomæ filio Adæ de Scotton in Hetton, Salutem in Domino. 1313. 16 May. Chapter to Thomas, son of Adam of Scot in Hetton.

Cum tenentes libertatis ecclesiæ nostræ coram nullo judice seu justitiario, præterquam coram nobis, sub pœna excommunicationis majoris latæ in omnes, qui præfatam libertatem violant vel infringunt; Ne ad præceptum Vicecomitis Eboracensis coram ullo justitiario apud Eboracum in quocunque placito cures aliqualiter comparere, Sciturus, quod, si coram aliquo justitiario ad præceptum prædicti Vicecomitis, vel alterius ministri Regis cujuscunque, in præjudicium libertatis comparueris, contra te tanquam contra impugnatorem status ecclesiæ nostræ, omni simulatione postposita.* Tenants of Chapter ough not to be bro before any ot judge; on pa excommunica do not appea at the order the Sheriff of York before judge at Yor any plea, or

Valete [etc.]. xvij Kalendas Junii A.D. millesimo ccc^mo^xiij^mo^.

Copia testamenti.

lxviij.—Universis sanctæ matris ecclesiæ filiis ad quos pervenerit hæc scriptura, J. de Risingdon venerabilis Capituli [etc.] causarum Auditor, Salutem in amplexibus Salvatoris. 1312. 18 Dec. Assessor to a

Admission to probate of nu pative will of of Harpham.

Universitati vestræ notum facimus per præsentes, quod admissis probationibus coram nobis Auditore prædicto super factione testamenti Domini Johannis de Harpham, dudum clerici de Berfell in ecclesia B. Johannis prædicti, nuncupativi quod erat in hac forma: Ego [etc. as in lxvij. 1]. Et de qua sibi ad plenum constabat, sicut idem Johannes dicebatur tunc asseruisse, organo vivæ vocis, diligenter faciat et fideliter exequatur.

Unde nos, Auditor prædictus, ipsum Johannem rite testatum decessisse, ipsumque testamentum legitime probatum esse pronuntiamus, justitia exigente, Magistro Thomæ prædicto in prædictis domibus et bonis liberam administrationem in forma constitutionis super hoc editæ, quantum ad nos attinet

* Some word like procedemus omitted in the MS.

concedentes. In cujus rei testimonium præsentes sigillo venerabilis Capituli [etc.] fecimus communiri.

Datis Beverlaci xv Kalendas Januarii A.D. m°ccc^mo xij.

J. de Swina.

1313. 14 Aug. J. of Swine, accused with Agnes Saracen, by Elias Lumby and wife, appeared before J. of Nassington, making a Chapter, and the Assessor, and asked to be admitted to purgation against this false charge.

lxviij. 2.—Acta in Capitulo, quarto decimo die mensis Augusti A.D. m°ccc^mo xiij^mo coram Magistro Johanne de Nassington, Capitulum faciente, una cum Domino Johanne de Risingdon ipsius Capituli Auditore Dominus Johannes de Swyna, vicarius hujus ecclesiæ, infamatus super crimine fornicationis cum Agnete dicta Sarzin, per Eliam de Lumby et uxorem ejus, personaliter comparuit, et obnixius supplicavit, quatinus idem Capitulum purgationem suam, de præfato crimine sibi per præfatos Eliam et uxorem ipsius false et maliciose imposito, admittere dignaretur.

The Chapter, though by no means holding him guilty, yet admitted him to purgation by 4 fellow vicars and 9 priests.

Capitulum vero licet ipsum Johannem de prædicto crimine infamatum minime reputaret, pulsatum tamen precibus præfati Domini Johannis, non juris necessitate sed importunitate petentis, purgationem suam canonicam cum quatuor convicariis suis et novem sacerdotibus admittebat.

This being done he was restored to good fame, but all familiarity with the woman and all suspect places were forbidden him on penalty of 40s.

Qua facta per vicarios et sacerdotes subscriptos, ipsum Capitulum dictum Johannem suæ bonæ famæ, quatinus ad ipsum attinet, restituit in forma juris; interdictaque fuit eidem Johanni, virtute sacramenti præstiti, et sub pœna quadraginta solidorum, omnis familiaritas cum dicta muliere, omnisque locus suspectus similiter tunc eidem extitit interdictus.

Nomina compurgatorum suorum Domini Robertus de Syglisthorn, Rogerus vicarius *

Procuratorium quæstoris.

1313. 13 Aug. Appointment of J. of Langtoft sole collector for York, Durham, and Carlisle.

lxviij. b. 1.—[Appointment of Sir John of Langtoft, chaplain, as collector for new fabric in cities and dioceses of York, Durham, and Carlisle.]

Littera directa Elyæ de Lumby pro litteris liberandis.

17 Aug. Elias of Lumby, late collector, ordered to hand in his credentials.

Capitulum [etc.] Elyæ de Lumby dudum quæstori fabricæ ecclesiæ nostræ [etc.].

* Here the entry suddenly stops.

Procuratorium quæstorum diocœsis Lincolniensis.

lxix. 1. Appointment of John of Lincoln and John of Birstal (Brustollia) and Robert of Pagula (Paull), clerks and collectors [as in lxviij, b. 1.] 1313. 10 Nov.

De festo S. Nicholai.

lxxj. b. 3.—Consensum est et ordinatum per Capitulum, quod servitium Sancti Nicholai in festo ejusdem per Magistrum Scolarum Beverlacensium celebrandum, de cetero dicatur in ecclesia ista Beati Johannis ad altare Sancti Blasii, donec novum opus fuerit consummatum, et non alibi; 1313. 7 Jan. S. Nicholas' Day. Ordered by Chapter that S. Nicholas' service on his day celebrated by the Schoolmaster, henceforth be celebrated in the Minster at S. Blaize's altar until the new work is finished, and not elsewhere. Every master on admission to be sworn to this.

Et quod quilibet Magister in admissione sua juret quod istam ordinationem fideliter observabit.

Scriptum in hoc registro in crastino Sancti Willelmi A.D. m^mo^ccc^mo^xiij^mo^.

Bytham Correctio.

lxix. 2.—Quarto Nonas Aprilis A.D. m°ccc^mo^ quartodecimo Magister Robertus de Bytham, cancellarius, vocatus coram Capitulo super fornicatione cum Johanna de Lindesey comparet, et fatetur; 1314. 2 April. Mr. Rt. of Bitham, chancellor, summoned for misbehaviour with Jane of Lindsey; confesses.

Et in Capitulo injunctum fuit per Capitulum, sub pœna decem marcarum, quod decætero contineat ab eadem et omnibus aliis mulieribus; interdicta fuerunt eidem loca suspecta cum eadem. Pœnitentiam sibi injunctam Capitulum gratiose remisit. He is to abstain from her and all other women and suspect places. Penance remitted.

Fuerunt tunc in Capitulo Dominus Willelmus de Estden, Willelmus de Melton et Willelmus de Sothill, una cum Domino Johanne de Risindon tunc auditore. Three Canons in Chapter.

Pro J. le Porter super absentia.

lxviij. 3.—Capitulum [etc.] Dilecto [etc.] Johanni le Porter, clerico nostro de Berefell, Salutem in Domino. 1313¾. 22 Jan. Chapter to John the Porter, clerk of Berefall.

Precibus tuis humilibus favorabiliter annuens ut per vices, prout commode poteris, in ecclesia nostra resideas, et per vices abesse valeas ab eadem [etc. as on p. 290]. Leave of absence leaving a sufficient deputy.

Datis Beverlaci xj Kalendas Februarii anno gratiæ m°ccc° tertio decimo.

Granted 2 Nov. previously.

Concessa fuit ista littera per Magistrum Henricum de Carlton et Magistrum Willelmum de Estden quarto Nonas Novembris Capitulum præsentantes.

Littera Privata per R. de Pykering.

R. of Pickering, Dean of York, Canon of Beverley to Chapter's Assessor.

lxviij. 4.—Dilecto nobis in Christo Domino Johanni de Risindon Auditori Capituli nostri Beverlacensis, Robertus de Pikering, Decanus Eboracensis et Canonicus Beverlacensis, Salutem eandem quam nobis.

Roger Ughtred had been summoned for Sunday after S. Laurence day to do corporal penance for violation of Chapter's liberty.

Rogero Houthtred referente intelleximus quod vos ipsum ad recipiendum vel faciendum pœnitentiam corporalem, pro quadam violatione libertatis S. Johannis sibi impositam ad instantem diem Dominicum proximum post festum S. Laurentii coram vobis in ecclesia dicti S. Johannis fecistis moneri, vel etiam evocari, ad quos diem et locum sicut nobis pro certo dicebat, ob justum timorem mortis sibi per inimicos inferendæ non audet personaliter comparere, et quia viri ecclesiastici causam vel occasionem mortis non debent cuiquam præbere,

He dares not go for fear of death from his enemies. Postpone the matter till the official and I can be present. Let no one else know of this.

Vestræ discretioni supplicamus, quatinus dictum diem Dominicum velitis nostris precibus et amore prorogare, caute, usque in aliud tempus magis congruum et securum, quo Officialis et nos poterimus interesse, et de pœnitentia salutari ordinare eidem Rogero, consideratis culpæ circumstantiis infligenda.

Et quæsumus ut nulli alii quam vobis innotescat de hac littera vel tenore. Valete in Domino bene.

Scripta apud Ebor die vigiliæ S. Laurentii.

Quæ est in cophino de A.D. m°ccc^mo sexto.

Sequestrum.

1314.

1 March. W. of Eastdean, Prebendary of S. Mary's, having died, probate of his will and grant of administration of his goods in our jurisdiction belong to us.

lxxiij.—Kalendas Martii anno Domini m°ccc^mo quarto decimo. Quia Dominus Willelmus de Estdene, præbendæ Sanctæ Mariæ in ista ecclesia Præbendarius, diem suum clausit extremum, cujus testamenti probatio seu approbatio, et bonorum administrationis infra jurisdictionem nostram existentium concessio, ad nos Capitulum Beati Johannis Beverlacensis jure ordinario in hac parte dinoscitur pertinere;

We sequestrate them, so that the

Nos Capitulum prædictum omnia bona prædicti Domini

Willelmi infra jurisdictionem nostram existentia, in manibus cujuscumque seu quorumcumque consistentia, in quibuscunque rebus existant Sequestramus, Inhibentes sub pœna excommunicationis majoris, quam proferimus in hiis scriptis, ne quis quæcumque bona ad dictum Dominum Willelmum qualitercumque spectantia ammoveat, seu alienet, seu occultet quoquo modo, quominus executores prædicti Domini Willelmi, cum a nobis administrationem in eisdem receperint, in eisdem, ut decet, libere valeant administrare, et dicti defuncti ultimam exequi voluntatem.

executors may freely administer when they have got a grant of administration from us.

Memorandum quod obiit ix Kalendas Martii A.D. m°ccc^mo quartodecimo.

He died 21 Feb. having held prebend since 5 May, 1309.

Memorandum quod dictus Dominus Willelmus nactus fuit præbendam suam v die Maii A.D. m°ccc^mo nono.

Avenel.

lxxiij. 4.—Kalendas Martii anno Domini m°ccc°xiiij^mo Ricardus de Langton, clericus, et Adam de Nusum, laicus, procuratores Magistri Dionisii Avenele, Canonici et Præbendarii præbendæ Sanctæ Mariæ in ecclesia beati Johannis Beverlacensis, coram nobis Capitulo comparuerunt, et mandatum venerabilis patris et domini, Domini Archiepiscopi Eboracensis, nobis Capitulo porrexerunt cujus tenor talis est:

1314.

1 March. Rd. of Langton, clerk, and Adam of Newsome, layman, proctor of Mr. Dennis Avenel, Professor of Civil Law, Canon of S. Mary's prebend, Beverley, exhibited direction by Archbishop for his installation.

Willelmus permissione divina [etc.], Salutem gratiam et benedictionem.

Quia canonicatum et præbendam, qui fuerunt Domini Willelmi de Estdene in ecclesia nostra Beverlacensi prædicta, vacantes, et ad nostram collationem spectantes, dilecto filio Magistro Dionisio Avenele, juris civilis professori, presbytero, cum suis juribus et pertinentiis universis contulimus intuitu caritatis;

Vobis mandamus quatenus dictum Magistrum Dyonisium ad canonicatum et præbendam prædictos admittentes, sibi vel procuratori suo ejus nomine, stallum in choro et locum in Capitulo, ratione canonicatus et præbendæ prædictorum debite assignetis; in personam ipsius, seu procuratoris ejusdem, modo consueto, quod vestrum est ulterius exequentes.

Valete. Datis apud Cawod iiij Kalendas Martii anno gratiæ m°ccc^mo quartodecimo et pontificatus nostri decimo.

Dated Cawod 26 Feb.

Avenel's proxy.

Dicto mandato lecto et intellecto prædicti procuratores ostenderunt procuratorium suum, cujus tenor talis est :

Procuratorium.

27 Feb. Proxy of Dennis Avenel, rector of Preston, Kent.

lxxiij. b.—In nomine Domini. Amen. Per præsens puplicum instrumentum cunctis appareat evidenter, quod anno a Nativitate ejusdem secundum cursum et computationem ecclesiæ

At Cawood appoints proctors to

Anglicanæ millesimo ccc^mo^ quartodecimo, Indictione tertiadecima, vicesimo septimo die mensis Februarii, apud Cawod, Eboracensi diocesi, in præsentia mei notarii pupplici subscripti et testium infrascriptorum ad hoc specialiter vocatorum et rogatorum, Discretus vir Magister Dionysius Avenel, juris civilis professor, et Rector ecclesiæ de Preston, Cantuariensis Diocœsis, personaliter constitutus, Dilectos sibi in Christo Ricardum de Langton, clericum, et Adam de Neusum, laycum, procuratores suos veros et legitimos fecit ordinavit et constituit sub hac forma :

Pateat universis per præsentes quod Ego Dionysius Avenel, Rector ecclesiæ de Preston, Cantuariensis Diocesis, Dilectos mihi in Christo Ricardum de Langton, clericum, et Adam de Neusum, laycum, ordino facio et constituo meos procuratores

be inducted into possession of prebend late of W. of Eastdean and to receive stall in choir, &c.,

et nuntios speciales, Dans eisdem et eorum alteri potestatem et mandatum speciale nomine meo inductionem in corporalem possessionem Canonicatus et Prebendæ nuper per mortem Domini Willelmi de Estdene in ecclesia Beverlacensi vacantium et mihi per venerabilem patrem in Christo Dominum Willelmum Dei gratiæ [etc.] collatorum intuitu caritatis, necnon stallum in choro et locum in Capitulo eisdem Canonicatui et Præbendæ de jure seu ejusdem ecclesiæ consuetudine assignata seu debita, possessionemque Canonicatus et Præbendæ prædictorum ac omnium jurium et pertinentium ad eosdem petendi recipiendi et nanciscendi ; pro jure et

and taking any necessary legal proceedings,

possessione meis in Canonicatu et Præbenda prædictis provocandi et appellandi provocationem et appellationem hujusmodi quibus de jure faciendum fuerit notificandi, juramentumque de libertatibus et consuetudinibus ecclesiæ prædictæ

oaths or otherwise.

observandis, necnon aliud quodcumque genus liciti sacramenti, quod in hac parte fuerit necessarium, in animam meam præstandi ac omnia alia et singula faciendi quæ in præmissis et ea contingentibus necessaria fuerint vel etiam oportuna, Ratum et gratum habens et habiturus quicquid per eosdem procuratores vel eorum alterum actum vel procuratum fuerit meo nomine in præmissis.

Acta sunt hæc anno Indictione mense die et loco superius annotatis; Præsentibus, Magistris Ricardo de Cestria, Canonico ecclesiæ Beati Petri Eboracensis, et juris canonici professore; Willelmo de Beverlaco et Willelmo de Bucstanes, testibus ad præmissa vocatis specialiter et rogatis; et Ego Ricardus de Snoweshull, clericus, Wygorniensis Diocœsis, Apostolica et Imperiali auctoritate Notarius pupplicus, omnibus et singulis suprascriptis per dictum Magistrum Dyonisium factis habitis atque gestis, una cum dictis testibus præsens interfui, eaque sic fieri vidi et audivi, et in hanc pupplicam formam redegi, signoque meo consueto signavi rogatus.

Present Rd. of Chester, canon of York, and Professor of Canon Law; W. of Beverley and W. of Buckstone. Rd. of Snowhill, notary public.

Avenel.

lxxiij. b. 2.—Quibus actis, Dominus Johannes de Diningtou, canonicus, verba sua, vice Capituli, posuit in ore Domini Johannis de Risindon, Auditoris ejusdem Capituli; qui dictum Magistrum Dyonisium, vice et nomine dicti Capituli, in forma, quæ sequitur, admittebat.

Thereon Sir J. of Dinnington, canon, on behalf of the Chapter speaking through J. of Risingdon, the Chapter's assessor admitted Avenel in the following form:

Nos Capitulum, Magistrum Dyonisium Avenel, in persona tui procuratoris, et te in nomine domini tui, ad prædictos Canonicatum et Præbendam, ad mandatum venerabilis patris nostri et domini supradicti, admittimus, cum omnibus juribus et pertinentiis suis, et ipsum dominum tuum in persona tua, et te nomine ipsius, per hunc librum in spiritualibus et per hunc panem in temporalibus investimus.

We invest you, Mr. D. Avenel, in the person of your proctor, and your proctor in your name, by this book with the spiritualities, and by this loaf with the temporalities,

Quibus peractis dictus Ricardus procurator prædictus, in animam domini sui juramentum præstitit consuetum; et assignatum fuit eidem domino suo in persona stallum in choro, et locus in Capitulo per Camerarium.

The proctor takes oath in name of his principal and the chamberlain assigns stall in choir and place in Chapter.

Quibus in ecclesia et Capitulo peractis, Inductus fuit in corporalem possessionem præbendæ suæ, videlicet in manerium pertinens præbendæ.

Corporal possession is taken of prebend by admission to the manor house belonging to it.

lxxiiij.—Memorandum etiam quod dominus Archiepiscopus super hiis quæ in mandato suo continebatur certificatus extitit in hæc verba:

Certificate to Archbishop of compliance with his mandate.

Venerabili in Christo patri et domino Domino Willelmo Dei gratia [etc.]. Suum humile et devotum Capitulum [etc.]. Mandatum vestrum recepimus tenorem continens infrascriptum: Willelmus permissione [etc. ut supra]; Quod quidem mandatum vestrum secundum vim formam et effectum ipsius

sumus plenarie executi. Valeat vestra paternitas reverenda per tempora prospera et feliciter successiva. Datis apud Beverlacum primo die mensis Martis anno Domini supradicto.

The proctor to tell his principal that as soon as convenient he should come to be admitted and take the oaths in person.

Et injunctum fuit dicto Ricardo procuratori, quod dicat domino suo, quod quando poterit ad partes istas commode declinare, compareat in Capitulo juramentum personaliter præstiturus, stallationem et alia recepturus et facturus, prout in hujuscemodi consuevit; et habet litteras super inductione, ut patet in scedula huic annexa.

Citatio super correctionibus faciendis, ut patet.

$1314\frac{5}{6}$. 14 March. Chapter to Mr. Robert of Pickering. Recite.

lxxiiij. 2. — Capitulum [etc.] Discreto viro, Magistro Roberto de Pikerynge, concanonico et confratri nostro, Salutem et fraternam in Domino caritatem.

Mandate of Archbishop to Chapter to summon all canons and ministers of church to be present on Monday after 4 April, to appear before certain clerks to be deputed to make correction of certain things detected at late visitation.

Mandatum venerabilis patris nostri et domiui Domini Willelmi Dei gratia [etc.], recepimus in hæc verba:

Willelmus permissione divina [etc.].

Quia certos clericos nostros, die Lunæ proxima post festum Sancti Ambrosii, videlicet septimo die mensis Aprilis, Ad vos pro quibusdam correctionibus faciendis super compertis in visitatione, quam nuper apud vos exercuimus, intendimus destinare, vos super hoc tenore præsentium præmunimus, vobis nihilominus firmiter injungentes quatenus Concanonicos et confratres vestros absentes, necnon ceteros Ministros ejusdem ecclesiæ, quos hujusmodi visitatio contigerit, faciatis legitime præmuniri, ut dicto die coram eisdem clericis nostris una vobiscum personaliter intersint, nostra salubria monita correctiones et injuncta humiliter suscepturi, et ea, quæ vobis et eis ex parte nostra injungi contigerit, efficaciter impleturi. Valete.

Dated Cawood.

Datis apud Cawod v^to^ Idus Martii anno gratiæ millesimo ccc^mo^ quartodecimo, et Pontificatus nostri anno decimo.

Attend accordingly.

Hujus igitur auctoritate mandati vos præmunimus, quatenus, juxta vim formam et effectum ipsius, dicto die una nobiscum personaliter intersitis. Valeat vestra fraternitas reverenda in Domino diu benedicta. Datis Beverlaci ii Idus Martii, anno Domini supradicto.

Similis littera porrecta fuit Magistro Johanni de Nassington, Magistro Henrico de Carleton, Magistro Dyonisio Avenel, Domino Willelmo de Melton, Domino Johanni de Sandale, Domino Willelmo de Sothill.

Memorandum quod litteræ emanaverunt clausæ.

Littera credentiæ.

lxix. b. 1.—Reverendo et discreto viro, Magistro Roberto de Pykering, concanonico et confratri nostro Capitulum [etc.], Salutem [etc.]. 1314. 24 April. Chapter to Rt. of Pickering.

Quum quædam negotia nos et opus feretri Beati Berethuni contingentia Domino Johanni de Hornese, capellano nostro, vestræ discretioni ex parte nostra injunximus exponendum. We have sent J. of Hornsea to speak with you on a matter concerning us and Blessed Berethun's shrine.

Vos requirimus et rogamus quatinus eidem in dicendis adhibere dignemini plenam fidem, et nos per vestras litteras certificare quid super eisdem fore decreveritis faciendum.

In eo qui, devicta morte, a mortuis resurrexit, feliciter valeatis.

Datis Beverlaci viij Kalendas Maii.

Absolutio.

lxix. b. 2.—Capitulum [etc.] Discreto viro Decano de Buckerosse, Salutem in auctore salutis. 1314. Chapter to Dean of Buckrose.

Quum Dominum Priorem de Gysburn, rectorem ecclesiæ de Skyrburn in Herfordlyth, a quibuscunque sententiis suspensionis et excommunicationis in ipsum per nos propter detentionem annuæ pensionis quatuor solidorum de præfata ecclesia Domino Johanni de Sandale concanonico et confratri nostro, ac præbendæ S. Andreæ in ecclesia nostra præbendario debitæ, usque in præsentem diem latis absolvimus [etc.]. Publish absolution of the Prior of Gisburn, as rector of Sherburn in Hertfordlyth, excommunicated for non-payment of annual pension of 4s. to Sandal's prebend of S. Andrew.

Visitatio Capituli.

lxix. b. 3.—Facta per ipsum Capitulum die Sabbati proxima post diem S. Johannis in Maio A.D. m°ccc^mo^xiiij. 1314. Sat. after 7 May. Chapter's Visitation.

Comperta in eadem visitatione.

Cancellarius diffamatur de adulterio cum Matilda de Rippun: The Chancellor diffamed with regard to (1) Matilda of Ripon;

xiij Kalendas Junii comparuit et purgavit se sola manu; et interdictus fuit omnis locus suspectus cum eadem.

(2) Jane of Lindsay, who before bore him a child; (3) Letty Howlin, his portress; (4) a certain woman kept in his house.

Idem Cancellarius diffamatur de recidivia cum Johanna de Lyndesay, quæ prius peperit sibi.

20 May. Purges himself and by his own oath alone; and is warned off 1 and 2; is to remove 3 and 4.

xiij Kalendas Junii comparuit et purgavit se sola manu; et interdictus fuit omnis suspectus locus cum eadem.

Item injunctum fuit quod amoveat quandam focariam, viz. Lete Howelin, consuetam custodire portam suam.

*Item Cancellarius tenet unam mulierem in domo sua continue; quam amovebit ut supra proximo.

Chancellor has broken the ancient custom of the Church by presenting to the School in perpetuity, until promoted.

Item Cancellarius abusus est consuetudine antiqua hujus ecclesiæ, præsentando ad scolas personam perpetuam, quousque aliunde promoveretur.

J. Porter diffamed with Agnes Bolax.

Johannes le Porter diffamatur de fornicatione cum Angnete Bolax.

20 May. Denies it since his admission to benefice, purges himself with 5 witnesses, but 23 May confesses, and swears off her on pain of 40s.

Comparuit xiij Kalendas Junii, et negavit a die admissionis suæ ad beneficium quod optinet; et purgavit se die Veneris proximo sequente cum vj^{ta} manu sui ordinis:

Sed x Kalendas Junii comparet et fatetur et abjurat eam et loca suspecta sub pœna xl^{s}.

De adulterio cum eadem legitime se purgavit.

Same diffamed with Symon Peck's widow. 23 May confesses and swears off on same penalty.

Idem Johannes diffamatur cum relicta Symonis le Pec;

x Kalendas Junii dictus Johannes comparet et fatetur et abjurat eam sub pœna xl^{s}.

Same with Matilda, daughter of Rd. Stowe. 23 May confesses, etc., as above; Also with Alice of Esingwold; confesses, etc.

Idem Johannes fornicatur cum † filia Philippi le Whyte Matilda filia Ricardi Stowe de Beverlaco:

x Kalendas Junii comparuit et fatebatur et abjuravit eam et loca suspecta sub pœna xl^{s}.

Idem fornicatur cum Alicia de Esingwold:

x Kalendas Junii comparuit, et fatebatur; et abjuravit eam, sub pœna xl^{s}, et loca suspecta.

Also with Margaret, daughter of W. of Burton in Keldgate; confesses, etc.

Idem fornicatur cum Margareta filia Willelmi de Burton in Keldegat:

x Kalendas Junii comparuit et fatebatur, et abjuravit eam et loca suspecta sub pœna xl^{s}.

Penalty for all remitted on payment of 40d. to Fabric fund.

Pœna pro omnibus remittitur usque ad xl^{d} solvendos operi.

Idem Johannes dicitur injecisse manus sacrilegas in

* These words down to mulierem have a line drawn through them.

† The words filia Philippi le Whyte are crossed out and the words following them interlined above.

Ricardum de Rosce, clericum, in cimiterio xiiij annis elapsis; de cujus absolutione non constat:

Also accused of violence to Rd. of Ross, clerk, in the churchyard 14 years back, and does not appear to have been absolved.

x Kalendas Junii, dicti Johannes et Ricardus personaliter comparuerunt; dictusque Ricardus juratus Capituli, requisitus ab eodem Capitulo in virtute juramenti præstiti eidem Capitulo, an dictus Johannes in eundem Ricardum manus injecerit temere violentas, dixit quod non; dixit etiam quod cum voluisset dictum Johannem percussisse dictum Johannem in cimiterio, casu, gladio dicti Johannis non percutientis sed vim vi repellentis extitit vulneratus.

Rd. of Ross, sworn, says he once was once trying to strike the said John in the churchyard, and he repelling force by force by accident wounded him with his sword.

Quibus auditis, pronuntiatum fuit ipsum in canonem * latæ sententiæ minime incidisse.

Judgment that he had not fallen under the canonical sentence.

Johannes de Swyna aliquotiens nimis loquax et garrulus, minus assidue quam tenetur sequitur chorum propter diversas negotiationes, quas exercet tam in corrodia Bedernæ quam alias mercaturas bladii publice in foro contra ordinem; †

J. of Swine, too talkative, does not attend choir as he ought, through divers businesses he carries on in the Bedern and in selling corn in public markets.

x Kalendas Junii comparuit: Auditisque causis negotiationum quas exercuit a Capitulo memorato, dictas negotiationes illicitas esse minime reputavit.

Ingelramus de Lincolnia tenet tabernam de vino:

Ingelram of Lincoln keeps a tavern.

xiij Kalendas Junii, comparuit et negavit. Idem Ingelramus tenet unam concubinam in Kyngeston, Gundredam nomine, quæ peperit sibi.

Keeps a concubine in Hull called Gundred, and has a child by her.

xiij Kalendas Junii comparuit et fatebatur, et abjuravit eam et loca suspecta, sub pœna xl^{s} solvendorum Capitulo.

Confesses and swears off her and suspicious places.

Pœna eidem infligenda pro delicto memorato remittitur.

Penalty remitted.

Robertus de Welwic tenet tabernam de vino vendendo.

Rt. of Welwick, keeps a wine tavern.

Dominus Johannes de Coupland, vicarius, diffamatur cum Margareta Bene.

J. of Copeland, vicar, diffamed with Margaret Bene.

xiij Kalendas Junii comparuit et fatebatur; et abjuravit eam et loca suspecta sub pœna xl^{s} solvendorum Capitulo.

Confesses and swears off.

Dominus Willelmus de Hastorp dicitur adulterare cum Emma de Swyna.

Sir W. of Hasethorpe, adulterer with Emma of Swine, denies and purges himself.

x Kalendas Junii comparuit et negavit, et purgavit se.

* Assaulting a clerk caused ipso facto excommunication.

† Clerks were forbidden to carry on a trade.

Sir J. of Risby with Juliana of Rands.

Dominus Johannes de Risceby fornicatur cum Juliana de Raundesse.

Acquietancia.

1314. 10 April. Gilbert of Yarwell, rector of Barford, proxy of Mr. Thomas of Gynwell, proctor in Court of Rome, to Chapter,

Receipts for salary of 40s.

lxix. 3.—Universis pateat per præsentes quod ego, Gilbertus de Yarewell, rector ecclesiæ de Berforth, procurator reverendi viri Magistri Thomæ de Gynewell, in curia Romana procuratoris, ad exigendum et recipiendum salaria ejusdem, recepi a Venerabili Capitulo [etc.] per manus Magistri Johannis de Risindon, auditoris ejusdem, quadraginta solidos sterlingorum, in quibus iidem Capitulum et Auditor ejusdem de toto tempore, quo ipsorum extiterat procurator nomine salarii tenebantur.

In cujus rei testimonium sigillum meum præsentibus est appensum.

Datis Beverlaci die Mercurii in Ebdomada Pascha A.D. millesimo ccc^mo^ quarto decimo.

Hæc acquietancia est cum litteris aquietanciæ (*sic.*) de communa.

Absolutio.

1314. 16 April. Chapter absolve Alexander of Derby from excommunication.

For having falsely pretended himself to be a collector for the Minster in Lincoln diocese; and converted the contributions received to his own use, as he confessed in court.

lxix. 4.—Universis pateat per præsentes quod Nos Capitulum [etc.] Alexandrum de Derby, præsentium exhibitorem a sententiis suspensionis et excommunicationis, quibus per nos propter suam manifestam contumaciam pariter et offensam, pro eo quod se fingendo procuratorem ecclesiæ nostræ officium quæstoris, absque auctoritate nostra et mandato, in Dyocœsi Lincolniæ et alibi aliqua temeritate propria exercebat, prout coram nobis sponte in judicio fatebatur; ac etiam elemosinas fabricæ ecclesiæ prædictæ pia fidelium devotione collatas et eidem liberatas in usus proprios convertebat, extiterat canonice involutus, absolvimus in forma juris.

In cujus rei testimonium has litteras nostras sibi, fecimus patentes. Datas Beverlaci xvj Kalendas Maii A.D. m°ccc^mo^ quarto decimo.

De missa Beatæ Mariæ.

1314. 20 May. The 2 clerks ministering daily at Lady Mass,

lxx. ad fin.—xiij Kalendas Junii A.D. m°ccc° quarto decimo; Consensum fuit et ordinatum per Capitulum, quod duo clerici ministrantes ad missam Beatæ Mariæ singulis diebus, perci-

piant annis singulis, nomine salarii, dimidiam marcam, viz., quilibet eorum iij^{s} iiij^{d}. to have yearly half a mark; or 3s. 4d. each.

Et si prædicti clerici non fuerint stallarii, sed tamen in eodem choro habitum gestaverint, consensum fuit, ut ad sacros ordines sicut clerici stallarii per Capitulum, præsententur, si bene se habuerint in ministerio memorato. If not stallholders to be presented for orders the same as stallholders.

Præsentibus tunc in Capitulo Magistro Johanne de Nassington, Dominis Willelmo de Melton et Willelmo de Sothill, canonicis, et Domino Johanne de Risindon tunc Capituli Auditore.

Littera credentiæ.

lxx. b. 1.—[Same as lxix. b. 1, but addressed to Nassington as well as Pickering, and referring to business of J. de Dinington, canon, as well as S. Bercthinus' shrine, in favour of John of Swine, vicar, and John of Hornsea, chaplain, custodibus operis ecclesiæ nostræ.] 1314. 26 May.

Dated 7 Kal. June 1314.

Littera privata directa Episcopo Norwykensi.

lxx. b. 2.—[Letter addressed to J., Bishop of Norwich, on behalf of Walter of Stamford and Alexander of Derby, clerks, quæstors for fabric.] 7 June. Letters to Bps. of Norwich and Ely on behalf of Walt. of Stamford and Alexander of Derby; as collectors for those dioceses.

Datis vij die mensis Junii [etc.].

Similis littera directa Episcopo Elyensi sub eisdem die et anno.

Procuratoria quæstorum Norwicensis et Eliensis. Datis Beverlaci vij Idus Junii [etc.]. Powers for collectors.

Facta fuerunt duo procuratoria unum Waltero et aliud Alexandro.

lxxi. 1.—Memorandum quod iidem quæstores habuerunt transcriptum duarum bullarum, videlicet Alexandri et Innocentii, sigillo Capituli consignatum. Copies of Bulls of Alexander and Innocent given the collectors.

lxxj. 6.—Willelmus [etc. as in last].

Quia intelleximus quod vos cuidam Roberto le Taburner de 10 June.

Abp. W. Greenfield to Chapter.

Eboraco pro quodam excessu infra nostram jurisdictionem apud Beverlacum ut asserit commisso pœnitentiam pupplicam indixistis; quod fieri non poterit absque ecclesiæ nostræ præjudicio manifesto:

We hear you have ordered public penance to be done by Robert the Taverner of York, for an offence committed in our jurisdiction at Beverley, to the manifest prejudice of our church.

Vobis mandamus quatenus executioni illius pœnitentiæ sibi indictæ supersedeatis, et supersederi faciatis, donec vobiscum super hoc per nos aut aliquem de nostris colloquium habuerimus et tractatum. Valete.

Stay proceedings until we or a deputy have conferred on the matter.

Datis apud Wartre, iiij Idus Junii, Pontificatus nostri anno nono.

Dated at Warter.

lxxj. 5.—Willelmus permissione divina [etc.].

1314.
28 June.
Abp. W. Greenfield, to Chapter.

Si Dominus Henricus de Carlton, Canonicus ejusdem ecclesiæ, Willelmo de Briggesham, latori præsentis, in sua querela vobis exponenda per eundem noluerit justitiam exhibere,

If H. of Carlton, canon, refuses justice to William of Brigham; do you do it lest on repeated complaint to us we have to stretch forth helping hands.

Tunc vos in ipsius Henrici negligentiam seu defectum exhibeatis eidem, absque moræ dispendio, justitiæ complementum, ne ob vestram negligentiam, et super hoc nobis iterato conquestum fuerit, manus nostras adjutrices apponere nos oporteat ad præmissa. Valete.

Dated Cawood.

Datis apud Cawode iiij Kalendas Julii Pontificatus nostri anno nono.

Per Episcopum Norwycensem.

1314.
10 July.
Friar John, Bishop of Norwich to Chapter.

Frater Johannes, permissione divina Norwycensis Episcopus, Capitulo [etc.], Salutem in omnium Salvatore.

Litteras vestras de admittendo certos procuratores vestros in Dyocesi nostra ad colligendum pia subsidia fidelium fabricæ ecclesiæ vestræ, nuper recepimus.

We have received your letters on behalf of your collectors. But there have been so many fires lately at churches and religious houses in my diocese, and so many collections by command of my Superiors that I must ask you to excuse me this time.

Verum quia propter varia incendia ecclesiarum et domuum religiosarum repentina, et alias, propter mandata superiorum nostrorum, pro sustentatione egenorum et pauperum Christi fidelium, tot quæstuarii in dicta Dyocesi nostra plus solito concurrunt hiis diebus, rogatum vestrum, quod molestum gerimus, ad honorem vestrum et commodum ut vellemus non potuimus absque gravi scandalo quovismodo adimplere ista vice. Valete diu in Domino et virgine gloriosa. Scriptum Londonii vj°. Idus Julii [etc.].

Dated London.

Littera privata missa Domino Archiepiscopo.

lxxj. 2.—Venerabili [etc.]. 1314.

10 July. Chapter to Abp. Wm. of Greenfield.

Vestræ reverendæ paternitati significamus, quod super querela Willelmi de Briggeham per ipsum vestræ paternitati nuper exposita, præsentibus interclusa, in curia Magistri Henrici de Carlton, concanonici et confratris nostri, per seneschallum nostrum ad rogatum ejusdem Magistri Henrici et de mandato nostro tenta, et etiam in querela Roberti Drax similiter vobis exposita præsentibus interclusa, ut ab eodem seneschallo accepimus; in capitulo nostro factos fuisse, processus quos vobis mittimus præsentibus interclusos;

On the complaint of W. of Brigham and Rt. of Drax, enclosed, held in the Court of Canon H. of Carlton by our steward, process was done in Chapter as inclosed. If anything is wrong or omitted please inform us.

Quos cum coram vobis legi et recitari feceritis, si in ipso processu erratum esse videritis, quod non credimus, vel omissum, id nobis, si placet, dignemini per vestras litteras intimare, et nos quatinus de jure et consuetudine ecclesiæ vestræ Beverlacensis hactenus usitata et observata facere teneamur id quod in curia dicti Magistri Henrici vel in Capitulo nostro omissum fuerit emendare curuabimus hujusmodi et supplere, et eisdem Willelmo et Roberto per Dei gratiam exhibere justitiæ complementum.

Valeat vestra paternitas reverenda per tempora prospera et feliciter successiva.

Datis Beverlaci vj Idus Julii.

Littera acquietanciæ.

Noverint Universi quod nos Capitulum [etc.] Audito compoto Domini Johannis de Risindon, camerarii nostri, pro toto tempore,* quo officium receptoris, Camerarii nostri, seu procuratoris ecclesiæ nostræ habuit, de omnimodis denariis nostris, ad manus ipsius quacunque ex causa provenientibus, ac computatis computandis allocatisque allocandis, ipsum Johannem a compoto et ratiociniis quibuscunque contingentibus, pro toto tempore, quo illud officium exercuit, usque ad diem confectionis præsentium, liberum clamamus totaliter et quietum, testimonio præsentium quas sigilli nostri munimine ex certa conscientia fecimus roborari. 1314.

7 July. Accounts of J. of Risindon as Chamberlain taken, and release given in respect of the whole tenure of his office.

Datis in Capitulo nostro die translationis beati Thomæ Martiris anno Domini m°ccc^mo xiiij.

* This would seem (from p. 27) to cover a period of nine years from 1305.

In cujus rei testimonium presentis litere acquietancie Magistri Johannes de Nassingtoñ, Henricus de Carlton, et Dominus Johannes de Dringhoñ, Cancelarii Capitulum representabant, et ipsam acquietanciam gratanter concedebant.

His testibus Hugone de Otringham, Roberto de Sylgestorn, Thoma de Grainghaṁ, Johanne de Swyna, et multis aliis.

Littera porrecta Roberto de Pagula.

1314. 11 July. Charges to Robert of Pagl, enforcing the fabric in Lincoln diocese.

We hear that you have not endowed yourself properly in your office, or accounted to the keepers of the fabric for your receipts at the due date:

We summon you to appear this Monday before 1 August, to render accounts and show cause why your commission should not be revoked

lxxj. 3.—Capitulum [etc.] Roberto de Pagula, clerico, prætendenti se procuratorem seu quæstorem fabricæ ecclesiæ nostræ et dyocoseos Lincolniensis, Salutem in Domino.

Quia referentibus nobis accepimus fidedignis quod tu in officio memorato minus bene et canonice te hactenus habuisti; Insuper de elemosinis prædictæ ecclesiæ in eadem dyocesi fidelium devotione collatis et per te receptis, custodibus dictæ fabricæ statuto termino satisfacere non curasti, prout juramento corporali a te præstito es astrictus;

Te citamus peremptorie, quatinus compareas coram nobis personaliter hac instanti die Lunæ proxima ante festum S. Petri ad vincula, compotum de administratione tua in officio prædicto redditurus, ostenturus insuper rationes, si quas habeas, quare mandatum tibi factum super quæstu prædicto, ob aliqua sinistra, quæ de te audivimus, revocare minime debeamus.

Et quid in præmissis duxeris faciendum [etc.] v Idus Julii.

Littera testimonialis de correctione.

1314. 13 July. Letters Patent of Hugh of Ottringham, special commissary of Sir Wm. of Sothill, canon and prebendary of S. Katharine's alter.

J. Foukes and Alice daughter of Ralph of Brunne have been summoned before me for fornication.

lxxj. b. 1.—Universis pateat per præsentes, quod, ego Hugo de Otringham, Reverendi viri Domini Willelmi de Sothill, Canonici et Præbendarii Præbendæ Sanctæ Katerinæ in Ecclesia Beati Johannis Beverlacensis de omnibus causis et negotiis tenentes suos tangentibus primarias cognitiones de consuetudine prædictæ ecclesiæ optinentis, in omnibns spiritualibus causis et negotiis commissarius specialiter deputatus;

Johannem Foukes et Aliciam filiam Radulphi de Brunne in Barton, tenentes ejusdem Domini Willelmi, super crimine fornicationis infamatos, ad diem Mercurii proximum post festum Sancti Dunstani proximo preteritum, feci coram me judicialiter evocari, et correctionem feci canonice de eisdem;

In cujus rei testimonium has litteras sibi feci fieri patentes sigillo venerabilis Capituli Beati Johannis Beverlacensis munimine roboratas.

Datis Beverlaci iij Idus Julii anno Domini millesimo ccc^mo quartodecimo.

Littera Archiepiscopi pro Johanne de Roldeston.

lxxj. b. 2.—Willelmus permissione divina [etc.].

31 August. Abp. Wm. Greenfield to Chapter.

Quia Dominus Johannes de Roldeston, vicarius noster in ecclesia prædicta, ex præcepto domini nostri Regis cum vexillo Beati Johannis in guerram suam ad partes Scociæ est iturus;

Sir J. of Rolleston, my vicar choral, having by the King's command gone with banner of S. John to his war in Scotland,

Devotionem vestram in Domino duximus exhortandam, quatinus eidem pro tanto labore vice vestra assumpto, expensas faciatis sibi liberari, durante suæ absentiæ tempore competentes, sicut alias in casu consimili fieri consuevit; et ea si placet nostri intuitu favorabilius, quo ejusdem sumus obsequio interim carituri. Valete.

We exhort you, pay his expenses readily as in such cases heretofore, the more so as I lose his services.

Datis apud Melsam, ij Kalendas Septembris, Pontificatus nostri anno quinto.

Dated Meaux.

Per Dominum W. de Melton.

xxvj. b. v.—Suo de Risindon suus de Melton, Salutem et dilectionem sinceram. 1314.

16 Aug. W. of Melton to J. of Risindon.

Licet Rogero Ughtred, quo ad læsionem libertatum præposituræ meæ Beverlacensis, quatenus ad me attinet, remiserim quod præsumpsit,

Though I have released Roger Ughtred for his violation of the liberties of the Provostry; that will not prevent your proceeding on behalf of the Chapter.

Super contemptu tamen irrogato ecclesiæ nostræ Beverlacensis, ac læsione et violatione libertatum et immunitatum ejusdem, quatenus sua exegerint demerita, poteritis nihilominus ad terrorem aliorum præsumptorum hujusmodi procedere contra ipsum et facere auctoritate Capituli ulterius quod incumbit. Valete.

Datis Eboraci xvj die Augusti. Ista littera est in cophino de A.D. m°ccc° sexto.

Dated at York.

[*In margin.*] Quære aliam litteram pro R. Ughtred in quarto* folio præcedenti.

* See p. 308.

Littera credentiæ.

1314.
10 Sept. Chapter to Wm. of Melton, co-canon.

J. of Lincoln, collector for fabric, has been directed to tell you what he wants from the Court of the Abp. of Canterbury. Please give ear to him.

lxxij.—Reverendo et Discreto viro Domino Willelmo de Melton concanonico et confratri nostro, Capitulum [etc.], Salutem in eo qui est omnium vera salus.

Quum Johanni de Lincoln, latori præsentium ac quæstori fabricæ ecclesiæ nostræ, quædam negotia ipsam fabricam et quæstum ejusdem tangentia, in curia Domini Cantuariensis Archiepiscopi, per ipsum, vestris auxilio et consilio procuranda ac etiam expedienda, ex parte nostra vestræ discretioni injunximus exponenda;

Vos requirimus et rogamus, quatinus in dicendis, utilitatem et promotionem ejusdem fabricæ tangentibus, adhibere dignemini plenam fidem.

Valeat vestra fraternitas reverenda in Domino Jesu Christo.

Datis Beverlaci iiij. Idus Septembris.

Not issued.

Non emanavit.

* *Admissio Canonici cujus . . . . . facta existit.*

1314.
Chapter after hearing letters read by Jacobino of Reggio, proctor of Sir Humphrey surnamed Pope of Treviso, brother of Nicholas, papal chamberlain, as to the provision made for the said Humphrey to a canonry and prebend in Beverley.

As none has fallen vacant so far as we know since the provision made by W. of Mountford, Dean of London, admit Humphrey by proxy, assigning him stall in choir

lxxij. 2.—In Dei nomine, Amen. Nos Capitulum [etc.] visis et intellectis litteris omnibus per te, Jacobinum de Regio, qui te dicis procuratorem Domini Omifrii dicti papæ de Trebisia, fratris Domini Nicholai, Domini Papæ Camerarii, super provisione facta prædicto Domino Omifrio de canonicatu et præbenda ecclesiæ nostræ Beverlacensis, et reservatione admissioneque ejusdem in fratrem et canonicum, necnon super aliis præmissa tangentibus, coram nobis exhibitis seu etiam præsentatis.

Te Jacobinum prædictum, pro jam dicto Omifrio, ad canonicatum et præbendam ecclesiæ nostræ Beverlacensis vacaturos proxime, in eadem nulli alii de jure debitos vel etiam de jure debendos; cum nulla præbenda in nostra ecclesia vacet ad præsens, nec a tempore provisionis eidem Omifrio per Magistrum W. de Monteforti, decanum Londoniensem factæ, vacaverat, [*sic*] quod sciamus; et præfatum

* What the date of this document may be is very doubtful. From its place it should be 1314, but none of the witnesses are otherwise known from entries in this book. It is a document of earlier date than 1294, when Dean Montfort of London died, copied in here with reference to the proceedings with regard to the claim of Nicholas of Bakewell to a prebend, also by Papal provision.

Omifrium in nostrum fratrem et canonicum in personam tui Jacobini, seu te pro ipso, prout vacaturæ præbendæ provisio de jure exigit et natura negotii permittit, eatenus admittimus, quatenus provisionis hujusmodi gratiam dicto domino Decano per summum pontificem in hac parte factam non excedit, seu eidem gratiæ et ejus formæ mimime refragatur, et nobis alias de jure seu juris necessitate incumbit seu possumus vel debemus de juris necessitate astricti Aliqualiter admittere ad prædictam, stallum in choro et locum in capitulo in quantum justum existit, et de jure convenit assignando : and place in Chapter:

Non intendentes per admissionem hujusmodi juri nostro in futurum, vel alicujus alterius competenti vel competituro in aliquo derogare, seu quod per admissionem hujusmodi quoquo modo nobis præjudicium gravaretur, set eatenus valeat supradicta admissio et non aliter, quatenus provisio jam dicto Omifrio facta debeat de jure sortiri effectum. Without prejudice to anyone else's right.

Et statim dictus Magister Robertus nomine suo et Capituli Beverlacensis assignavit dicto Jacobino stallum in choro et locum in Capitulo nomine dicti domini sui, in genere, non præjudicando juri alicujus.

Actum apud Beverlacum in Capitulo prædictæ ecclesiæ Beverlacensis, præsentibus Magistro Ricardo, procuratore dicti Capituli; Johanne Raynerii, Johanne, vicario Beatæ Mariæ, Domino Roberto, capellano de Cleam, Jacobo de Weldeford, et pluribus aliis testibus vocatis et rogatis.

*Littera credentiæ.**

lxxij. 3.—Venerandæ discretionis viro ac domino suo in Christo amantissimo, Domino Willelmo de Melton, canonico ecclesiæ Beati Johannis Beverlacensis, Suus humilis et devotus J. de Risindon, ejusdem ecclesiæ minister, quicquid potest obsequii, reverentiæ et honoris. 1314. 13 Sept. J. of Risindon to W. of Melton.

Quum Johanni de Lincoln, latori præsentium, ac quæstori fabricæ ecclesiæ memoratæ, quædam negotia ipsam fabricam et quæstum ejusdem tangentia in curia Domini Cantuariensis Archiepiscopi, per ipsum, si vestræ dignationi placuerit reverandæ, et visum vobis fuerit, ad utilitatem ejusdem fabricæ expedire, vestris consilio et auxilio procuranda ac etiam expe- J. of Lincoln, the bearer, collector for fabric, has some business in the Court of Archbishop of Canterbury relating to fabric, and wants your help.

* The reason why the letter of 10 September to the same effect did not go is not stated. Perhaps it was thought not sufficiently respectful to a person who was not only Provost of Beverley but Privy Seal.

dienda, ex parte ejusdem ecclesiæ vestræ dignationi injunxi expressius exponenda.

Please help him if you can.

Vestræ dignationi supplico humiliter et devote, quatinus eidem in dicendis utilitatem et promotionem ejusdem fabricæ tangentibus, adhibere dignemini plenam fidem. Valeat vestra dignatio reverenda per tempora prospera et feliciter successiva.

Datis Beverlaci sub sigillo officii mei, Idus Septembris [etc.].

Nota de domibus ad præbendam S. Martini spectantibus.

1313-4.

Canon J. of Nassington, succeeding A. de Quarto as Prebendary of S. Martin's prebend, found the manor house of the same small and in disrepair; except the stables and room above the gate.

He built a new hall, and double room with chapel, kitchen, brew-house, and bakery, all except the kitchen of new materials; the kitchen partly of the timber of the old hall, partly of new; and the Chamber between Hall and gate partly of the timber of the old chief room.

lxxij. 4.—Memorandum quod Magister Johannes de Nassington, Canonicus et Præbendarius præbendæ Sancti Martini in ecclesia Beati Johannis Beverlacensis, succedens in eadem præbenda Domino Aymoni de Quarto, inveniens omnes domos manerii ad prædictam præbendam spectantes debiles, parvas et etiam ruinosas, præter stabulum equorum et cameram supra portam; novam aulam et cameras dupplices conjunctas cum duobus caminis, capellam, coquinam, bracinum et pistrinum, et cameram juxta portam, A.D. m°ccc° xiij et xiiij suis sumptibus de novo fieri fecit; videlicet, aulam et cameras dupplices et capellam, bracinum et pistrinum, de novo meremio; et omnibus aliis ad prædictas aulam, cameras, capellam, bracinum et pistrinum necessariis, de nova materia, magnis sumptibus fieri fecit. Coquinam vero pro parte de meremio veteris aulæ, pro parte de novo, et cameram inter aulam et portam, de meremio veteris cameræ principalis pro parte.

Summa expensarum appositarum circa constructionem præfatorum edificiorum ad centum libras et amplius se extendit.

Memorandum quod dictus Magister Johannes successit vivo et nihil recepit a prædecessore suo pro emendatione dictarum domorum.

De decima secundi anni.

1314.

25 Sept. The Abbot of S. Mary's, York, deputy collector of six years' tenth for Holy Land,

lxxij. b.—Abbas Monasterii Beatæ Mariæ Eboracensis decimæ sexennalis [etc. as above], Discreto viro, Custodi spiritualitatis in Præpositura Beverlacensi, Salutem in auctore salutis.

Quia venerabilis pater [etc.] certis et legitimis de causis nobis dedit noviter in mandatis, ut exactionem, levationem ac receptionem dictæ decimæ sexennalis pro instanti, videlicet secundo, anno ejusdem et aliis annis subsequentibus supersedeamus omnino, donec super hoc aliud habuerimus in mandatis; censuras etiam quascunque ecclesiasticas, si quas, occasione dictæ decimæ pro præfatis annis in non solventes tulerimus penitus revocemus;

to keeper of the Spiritualities of Provostry.

Having been ordered by the Abp. of York to stay the levy for this the second year, and revoke any censures on non-payers,

Nos volentes mandato hujusmodi humiliter parere ut tenemur, excommunicationis, suspensionis et interdictæ sententias, si quas contra non solventes ea occasione promulgavimus, tenore præsentium revocamus, vobis firmiter injungendo mandantes quatinus revocationem hujusmodi per nos factam per totam jurisdictionem vestram, locis quibus videritis expedire, faciatis pupplice nuntiari.

Publish revocation of all sentences of excommunication, suspension, and interdict issued by us for non-payment.

Qualiter autem [etc.].

Datis Eboraci vij Kalendas Octobris [etc.].

Correctio Nicholai de Nottingham..

1314.

Nonis Octobris anno supradicto, Nicholaus de Notingham, Sacrista, diffamatus cum quadam filia cujusdam Tonsoris panni in Beverlaco, comparuit et fatebatur, et abjuravit eam sub pœna xl^{s} solvendorum fabricæ ecclesiæ Beverlacensis, si amplius peccet cum eadem; et pœnitentia pro modo culpæ suæ injungenda reservatur Domino Johanni de Risindon, Auditori Capituli.

7 Oct. N. of Nottingham, Sacrist, diffamed with daughter of a Shearman of Beverley, confesses, and swears off.

Penance reserved for Assessor.

Nos vero prædictus Auditor ipsam pœnitentiam eidem pro delicto memorato infligendam duximus suspendendam, si deinceps caste vixerit dimittendam: Alioquin si ipsum super incontinentia convinci contigerit pro arbitrio Capituli imponendam.

Assessor suspend it, if he lives chastely, otherwise to be imposed at pleasure of Chapter.

Domino J. de Sandale super visitatione facienda.

1314.

lxxij. b. 4.—Capitulum [etc.] discreto viro Domino Johanni de Sandall, concanonico et confratri nostro, Salutem et fraternam in Domino caritatem.

14 Oct. Chapter to Canon J. of Sandal.

We have received mandate from Archbishop as follows.

Mandatum venerabilis patris et domini nostri Domini Willelmi, Dei gratia [etc.] recepimus tenorem continens infrascriptum:

Willelmus permissione divinæ [etc.].

We intend to make a visitation of the Chapter on 12 Nov.

Quia intendimus, per Dei gratiam, die Martis proxima post festum Sancti Martini proximo futurum ad recreationem animarum vestrarum in capitulo ejusdem ecclesiæ personaliter interesse, Ac nostræ visitationis officium apud vos paternis affectibus exercere, vobis tenore præsentium Injungimus et mandamus quatinus omnes et singuli dicto die coram nobis vestram ibidem exhibere curetis præsentiam personalem, nostra salubria monita, correctiones et injuncta cum debita et devota reverentia humiliter admissuri; ex quibus fructum altissimus producat placidum, qui vobis proficiat, sicut pie cupimus, ad salutem. Ad quem diem nunc absentes confratres vestros juxta morem solitum convocetis, Nos super hoc certificantes ad diem prædictum per vestras patentes litteras harum seriem continentes. Valete.

Summon every canon to be present in person.

Dated Cawood 12 Oct.

Datis apud Cawod iiij Idus Octobris Pontificatus nostri anno nono.

Attend accordingly.

Auctoritate cujus mandati vobis mandamus quatenus dictis die et loco coram dicto patre secundum formam ipsius mandati una nobiscum vestram exhibere curetis præsentiam personalem, facturi et admissuri quod ipsum mandatum exigit et requirit. Valeat vestra fraternitas reverenda in filio virginis gloriosæ. Datis Beverlaci ij Idus Octobris [etc.].

Certificatio.

1314. 8 Nov. Certificate by Chapter of execution of mandate for Visitation.

lxxij. b. 5.—Venerabili in Christo patri et domino, Domino Willelmo dei gratia [etc.], Suum humile et devotum Capitulum Beati Johannis Beverlacensis, Salutem obedientiam et honorem.

Mandatum vestrum recepimus continens infrascripta, Willelmus permissione divina, ut proximo supra in alio folio; Quod quidem mandatum vestrum secundum vim formam et effectum ipsius cum debitis obedientia et reverentia sumus plenarie executi. Valeat paternitas vestra reverenda per tempora feliciter successiva. Datis Beverlaci vj Idus Novembris [etc.].

Visitatio.

1314. 13 Nov.

lxxiij. 2.—Die Martis proxima post festum Sancti Martini anno Domini millesimo ccc^mo^ quartodecimo Dominus Willel-

mus Grynefeld, Archiepiscopus Eboracensis, visitavit Capitulum; proposito primo verbo Dei, cujus thema erat "Fili hominis, speculatorem dedi te domus illius." Præsentibus in ipsa visitatione Magistris Johanne de Nassyngton, Henrico de Carleton, Dominis Willelmo de Dyington, Willelmo de Sothyl, Canonicis; Dominis Johanne de Sandale, Willelmo de Melton per Magistrum Johannem de Nassington et Dominum Willelmum de Sothill, procuratores eorundem comparentibus, Magistro Roberto de Pykering et Domino Willelmo de Estdene nullo modo comparentibus.

Abp. W. Greenfield visited Chapter.

After sermon on text "Son of Man, I made thee watchman of this house."

Present 4 Canons in person: Sandal and Melton by proxy, Pickering and Eastdean not at all.

Præsente etiam Cancellario; Sacrista et Præcentore per procuratores comparentibus; Vicariis personaliter comparentibus; Berfellariis iiij personaliter comparentibus; duobus Magistro Willelmo de Annalby et Domino Johanne de Hamcotess excusatis; Capellanis cantariarum hujus ecclesiæ, excepto Domino Johanne de Rolleston, presbiteris infra feodum capituli commorantibus, Clericis de secunda forma similiter cum turribulariis comparentibus.

Chancellor in person: Sacrist and Precentor by proxy: the Vicars (Choral) in person: 4 Berfellars in person, 2, Anlaby and Amcotts, excused: all chantry priests, except J. of Rolleston; priests dwelling on Chapter fee, and clerks of second form and incense burners.

Factoque sermone ad clerum Dominus Archiepiscopus injunxit omnibus serius nominatis in virtute obedientiæ ut super inquirendis plenam dicerent veritatem. Quibus actis Dominus Archiepiscopus examinavit canonicos et Cancellarium, clericis suis examinationem aliorum committendo.

After sermon Archbishop examined in person the Canons and Chancellor, the rest by his clerks.

Per Dionisium Avenele.

1315.

lxxiiij. 3.—Eandem quam sibi salutem. Veniunt ad vos aliqui ex parte Nicholai de Bakewelle, cui dicitur collata præbenda, quam mihi Dominus nuper contulit, qui mandatum domini vobis deferunt sub certa forma. Verumptamen antequam aliquid faciatis utamini dilatione sex dierum vobis in processu provisionis concessa, et sic deliberare considens,* potestis utrum teneamini mandato parere. Quare mitto vobis appellationem, quam formavi, sic pro vobis sicut pro me, quam interponere potestis, et ea uti, si vobis si pro quolibet, quod mihi videatur, expedit ea uti. Valete.

26 March. Dennis Avenel to Chapter.

Some are going to you on behalf of Nicholas of Bakewell, to claim the prebend lately collated to me.

Before doing anything take the six days' delay allowed in the Papal provision I send an appeal for yourselves and me, which you can use if necessary.

Scriptis apud Scroby in crastino diei Annunciationis Virginis gloriosæ.

Veniam ego ipse ad vos, vel mittam infra tempus prælibatum. Iterum valeatis.

I will come or send before the end of the 6 days.

* *Sic.*

Appellatio.

Appeal by Assessor for Chapter against mandate of Abbot of Waltham Holy Cross, as Papal delegate, to admit Nicholas of Bakewell to Bastinan's prebend.

lxxiiij. 4—In Dei nomine, Amen. Cum venerabilis vir Abbas S. Crucis de Waultham, Londoniensis Diocesis, Executorem se prætendens una cum Reverendo in Christo patre Sarumensi Episcopo et Religioso viro Priore de Minusano, Burdegalensis Diocesis, super gratia de canonicatu et præbenda nulli alii de jure debita in Ecclesia Beverlacensi per sanctissimum patrem Dominum Clementem papam quintum Nicholao, nato nobilis viri Domini Johannis de Bakewell militis, defuncti, ut dicitur, facta, eidem Nicholao canonicatum et præbendam cum omnibus suis juribus et pertinentiis in dicta Beverlacensi ecclesia dudum vacantem, ut asseruit, per mortem Domini Willelmi de (lxxiiij. b.) Estdene, per eumdem Nicholaum seu ejus nomine acceptatam, secundum formam dictæ gratiæ sibi factæ, contulisset et de eisdem providisset; reservatione et inhibitione in hiis ut dixit prius interjectis decernens irritum et inane quicquid contra factum fuerit seu contigerit auctoritate qualibet attemptari.

Mandasset etiam ad instantiam dicti Nicholai Venerabili patri Domino Willelmo Dei gratia [etc.], et Capitulo dictæ ecclesiæ Beverlacensis et præsidentibus et singularibus personis ecclesiæ ejusdem, ut eundem Nicholaum ad dictam præbendam et ipsius possessionem, infra sex dies a tempore præsentationis mandati sui prædicti eis factæ, et ipsum Nicholaum seu ejus procuratorem in possessionem ejusdem præbendæ inducerent, ipsumque defenderent sic inductum, sub pœnis suspensionis ab ingressu ecclesiæ in venerabilem patrem et interdicti in Capitulum et ecclesiam prædictam, necnon excommunicationis in præsidentes et singulares personas ecclesiæ memoratæ.

Though Nicholas of Bakewell ought not to be admitted, because 1. the prebend must be held by a priest, and he is a minor and is not and could not become a priest.

Cum re vera dicto Nicholao, auctoritate hujusmodi provisionis seu gratiæ apostolicæ, attenta forma earundem, de dicta præbenda providere non poterat, nec debuerat in hoc casu; Ex eo quod, licet dictus sanctissimus pater provideri mandasset simpliciter de præbenda nulli alii de jure debita in dicta ecclesia Beverlacensi proxima vacatura, prout in hoc casu asseritur de providendo mandatum; dicta tamen præbenda quæ vacare prætenditur in ecclesia Beverlacensi prædicta per mortem Domini Willelmi supradicti, est notorie et fuit tempore impetrationis gratiæ et litterarum sedis apostolicæ prædictarum, et data earundem et ante a tempore et pro

tempore, cujus contrarii memoria non existit, Præbenda sacerdotalis ordinem sacerdotalem in persona canonici præbendarii ejusdem notorie requirens annexum; dictusque Nicholaus temporibus impetrationis gratiæ et data litterarum earundem fuit illius ætatis quod non valebat, nec adhuc est tantæ ætatis, quod secundum canones valeat ad sacerdotium promoveri.

2. Appeal was lodged when he was admitted to canonry on death of Walter of Gloucester.

Item ex eo quod prædictæ gratiæ seu litterarum apostolicarum auctoritate et prætextu, præbendam in eadem ecclesia dudum per mortem Magistri Walteri de Gloucestria vacantem, juxta gratiæ suæ prædictæ vim formam et effectum acceptavit, et per venerabilem virum Abbatem predictum sibi conferri scienter procuravit, quarum acceptationis et collationis prætextu, tam per partem dicti Nicholai quam venerabilem patrem prædictum in forma constitutionis ut circa (*sic*) ad sedem apostolicam extitit appellatum.

3. Because the Prior of Minusano began the business, and the Abbot of Waltham in taking it up did not allege any default on the Prior's part.

Item ex eo quod, cum dictus Prior de Minusano, executor principalis antedictus, dictum negotium provisionis et executionis sibi unacum dictis collegis suis sub illa clausula, ut dicitur, ut omnes aut duo vel unus eorum mandatum apostolicum exequantur inchoaverit per se dumtaxat, et solus diu antequam dictus Abbas inceperit se aliqualiter de dicto negotio intromittere vel quicquam facere de eodem, Idem tamen Abbas postmodum de ipso negotio executorem se de facto tantummodo intromisit, quod de jure nequivit, cum causa legitima infirmitatis seu alterius impedimenti voluntatis aut malitiæ dicti Prioris in non procedendo vel quamvis alia non prætendatur; quare Idem Abbas se intromittere potuit de negotio executoris antedicto, potissime cum de intentione dicti Prioris in suo processu existat, quod alius collega suus quicunque de ipso negotio se nullatenus intromitteret, nisi hoc faceret nomine et virtute commissionis ipsius Prioris, et tunc personaliter per se ipsum et non aliter, quod tamen idem Abbas sic facere nec elegit nec curavit, Immoque de jure non potuit, in hoc casu de facto ut præmittur attemptavit, ad cumulum injuriæ.

4. He ordered Nicholas to be admitted to a prebend already full, without removing or citing the possessor.

Insuper mandans præfatum Nicholaum in dictam præbendam de Magistro Dionisio Avenele, sacerdote, ante omnem ejusdem Nicholai acceptationem et ipsius Abbatis collationem, plenam pariter et consultam, dicto possessore canonico non amoto, non citato, sed absente non per contumatiam, induci de ipso facto, contra canonicas sanctiones et contra

intentionem Papæ mandantis quam Prioris, collegæ sui, grave præjudicium venerabilis patris prædicti, veri patroni dictæ præbendæ, et ceterarum ecclesiæ prædictæ, nostrique Capituli Beverlacensis, præsidentiumque et singularum personarum ejusdem ecclesiæ, necnon Magistri D. Canonici et præbendarii præbendæ supradictæ. Unde, licet processus et sententiæ prædictæ et quicquid ex hiis subsecutum est non teneat ipso jure, quatenus tamen de facto processerunt;

Wherefore, as the proceedings have gone on though invalid, on behalf of Chapter and its members, I appeal to the Pope.

Ego J. de Risindon, procurator Capituli prædicti ad hoc habens mandatum speciale, sentiens prædictum Capitulum et præsidentes, necnon singulares personas ecclesiæ prædictæ, ex hiis et eorum quolibet, tam per dictum Abbatem, de facto ut præmittitur procedentem, quam per instantiam et prosecutionem dicti N., in hoc casu indebite prægravari, sacrosanctam sedom apostolicam, et pro tuitione Curiæ Eboracensis, nomine Capituli prædicti præsidentium et singularum personarum ecclesiæ Beverlacensis antedictæ in hiis scriptis appello, et apostolos instanter instantius et instantissime peto.

And for the interim protection of the Court of York.

lxxv.—Quod si mihi denegati fuerint iterato appello subjiciens dictum Capitulum Beverlacense præsidentes singularesque personas ecclesiæ ejusdem et status eorundem et cujuslibet de eisdem necnon eis adhærentes et adhærere volentes protectioni et tuitioni sedis et curiæ prædictarum; Et juro Ego, procurator, in animam dominorum meorum prædictorum ad sancta Dei Evangelia, corporaliter tacto libro, dictos dominos meos et me, eorum nomine, credere præmissa vera esse, et ea præfatos dominos meos posse probare.

Protestor insuper me velle dictam appellationem, omnibus quorum interest sub hac vel competentiori forma, pro loco et tempore cum copiam ipsorum habere potero, notificare et apostolos petere et prosequi cum effectu.

Lecta et interposita fuit præmissa provocatio in loco ubi canonici, ut in Capitulo, congregari consueverant, vicesimo septimo die mensis Martii Anno ab incarnatione Domini, secundum cursum etc., millesimo ccc^mo^ quintodecimo; Indictione tertia decima; præsentibus Domino Roberto de Sylgesthorn, vicario, Domino Willelmo Bynder, capellano, Johanne de Usflete et Willelmo de Wragby, clericis, testibus et cetera.

Admissio Domini Nicholai de Bakewell ad præbendam suam. Littera.

lxxv.—Acta in ecclesia beati Johannis Beverlacensis iiij^to^ Kalendas Aprilis A.D. millesimo ccc^mo^ quintodecimo. 1315. 29 March. Nicholas of Bakewell, canon, appeared in Chapter with mandate of Archbishop, dated 26 March, to admit him to the prebend vacant by death of Eastdean.

Dominus Nicholaus de Bakewell, Concanonicus et confrater noster, cui felicis recordationis Dominus Clemens papa quintus canonicatum et præbendam in ecclesia beati Johannis prædicti contulit, ut supra in eodem Registro plenius continetur, coram nobis comparuit, et mandatum venerabilis patris nostri in Christo et domini Domini Willelmi Dei gratia [etc.] præsentavit, continentiæ infrascriptæ.

Willelmus permissione divina [etc.].

Dudum felicis recordationis Dominus Clemens, papa quintus, Nicholao, filio quondam Domini Johannis de Baukewell, militis, canonicatum in ecclesia Beverlacensi prædicta, cum plenitudine juris Canonici, Apostolica auctoritate contulit et providit de illo, ac præbendam nulli alii de jure debitam, si qua in ecclesia ipsa tunc vacabat, vel proximo vacaturam, quam idem Nicholaus, per se vel per procuratorem suum ad hoc specialiter constitutum, postquam ei vel procuratori suo de hujusmodi præbendæ vacatione constaret, infra unius mensis spatium duceret acceptandam, conferendam eidem Nicholao donationi apostolicæ reservavit, certis super hoc executoribus deputatis prout in litteris Apostolicis provisoriis et executoriis præfato Nicholao super hoc concessis dicitur contineri.

Quia vero dictus Nicholaus præbendam nuper in præfata ecclesia Beverlacensi per mortem Domini Willelmi de Estdene, ut asseruit, vacantem, virtute hujusmodi provisionis et gratiæ acceptavit, et collationem ejusdem præbendæ per religiosum virum Abbatem Sanctæ Crucis de Waltham, unum de executoribus in dicto provisionis negotio deputatis sibi conferri procuravit, Dictusque Abbas nobis et Capitulo ecclesiæ nostræ Beverlacensis prædictæ, Ac omnibus et singulis in eadem ecclesia dignitatem personatum vel quamcunque administrationem habentibus, quibuscunque nominibus censeantur, per suas litteras, Apostolica ut prætendit auctoritate, mandavit, quatinus dictum Nicholaum vel procuratorem ipsius ejus nomine ad dictam præbendam et possessionem ipsius, infra sex dies a præsentatione litterarum

suarum nobis facta, liberaliter admittamus, et eundem Nicholaum vel procuratorem ejus pro ipso in corporalem possessionem dictæ præbendæ ac omnium jurium et pertinentiarum ipsius, prout ad nos et quemlibet nostrum pertinet, inducamus vel induci faciamus; et defendamus seu defendi faciamus inductum.

Vobis tenore præsentium intimamus, quod nos dictum Nicholaum ad præfatam præbendam, ob reverentiam sedis apostolicæ, quantum ad nos pertinet, admisimus, jure cuilibet personæ salvo, licet virtute litterarum seu mandati Abbatis prædicti, certis de causis ad hoc minime teneremur.

Quum igitur in dicta ecclesia nostra Beverlacensi ad vos pertineat in omnibus et singulis præbendis installatio, et loci in Capitulo assignatio, necnon in corporalem possessionem ipsarum præbendarum cum suis juribus et pertinentiis inductio, de consuetudine optenta a tempore cujus contrarii memoria non existit, Vobis mandamus, quatinus, cum per prædictum Nicholaum vel ejus procuratorem fueritis congrue requisiti, ea que in præfatis litteris memorati Abbatis continentur, prout ad vos pertinet, et quatenus de jure tenemini, cujuslibet alterius jure salvo, executioni debite demandetis. Valete.

Data apud Scroby xxvj die mensis Martii Pontificatus nostri anno decimo.

resented also r of Abbot of tham.

lxxv. b.—Quo mandato lecto, idem Nicholaus præsentavit litteras domini Abbatis de Waltham executoris in negotio suo provisorio, cujus tenor inferius continetur.

ed by the ible censures atened the pter admit

Quo lecto, habitaque deliberatione diutina super utroque mandato; Auditis terribilibus censuris quæ in mandato dicti domini Abbatis continentur; mandatum venerabilis patris nostri et domini, Domini Willelmi Dei gratia [etc.] in forma quæ sequitur sumus executi.

In Dei nomine, Amen. Nos Capitulum [etc.] ad præbendam, quæ fuit dudum Domini Willelmi de Estdene, vacantem per mortem ipsius, ad mandatum venerabilis patris et domini, Domini Willelmi Dei gratia [etc.] Te Dominum Nicholaum de Baukewell, concanonicum et confratrem nostrum, absque præjudicio juris alieni, salvo jure cujuscunque, præcipue Magistri Dionisii Avenele nuper per nos ad mandatum ejusdem patris admissi, ad eandem et in corporalem possessionem ejusdem inducti, Salvis etiam excep-

tionibus tam contra provisionem tuam quam etiam personam tuam competentibus, Et si tibi et nulli alii de jure debeatur, aliter non, quatenus ad nos attinet admittimus, et eam tibi quatenus de jure debemus, et possumus, assignamus et te in spiritualibus ejusdem per hunc librum et in temporalibus per hunc panem investimus.

Quibus actis, in habitu regulari juramentum præstitit consuetum, et installatus fuit, et in corporalem possessionem inductus, secundum consuetudinem ecclesiæ memoratæ, quatenus ad nos pertinet, jure cujuslibet semper salvo.

He is installed and takes the usual oaths.

Mandatum Domini Abbatis de Waltham directum Capitulo.

lxxv. b. 2.—Reverendo in Christo patri et Domino, Dei gratia [etc.] et Venerabilibus viris Dominis Capitulo ecclesiæ de Beverlaco, Eboracensis diocesis, omnibusque aliis et singulis in eadem ecclesia de Beverlaco dignitatem personatum vel quamcunque administrationem habentibus, quibuscunque nominibus censeantur, necnon quibusvis aliis ecclesiasticis personis collatiocem beneficiorum seu jus eligendi vel alias disponendi de eisdem in prædicta ecclesia de Beverlaco habentibus, communiter vel divisim, ad quos præsentes litteræ pervenerint, Abbas Monasterii Sanctæ Crucis de Waltham Londoniensis diocesis, executor principalis una cum reverendo in Christo patre et domino Dei gratia Episcopo Saresbiriæ, et Religioso viro Priore Prioratus de Mimisano, Burdegalensis diocesis, conjunctim et divisim, per sedem apostolicam in hac parte deputatus, Salutem et mandatis apostolicis firmiter obedire.

1315.

Abbot of Waltham to Abp. of York, Chapter of Beverley, and all officers of same, and all having any right of collation to benefices in Beverley Minster.

Cum nos, nobili viro, Domino Nicholao, nato nobilis viri Domini Johannis de Bauquelle, militis, defuncti, Canonico dictæ ecclesiæ Beverlacensis, præbendam cum omnibus juribus, annexionibus, dependitiis et pertinentiis suis universis in ecclesia de Beverlaco prædicta vacantem per mortem Domini Willelmi de Estdene, per sedem apostolicam dicto Domino Nicholao de Bauquell antea reservatam, inhibitione et decreto interpositis, prout in litteris apostolicis super hoc confectis et processu exinde secuto plenius continetur, ac per eundem Dominum Nicholaum seu ejus nomine acceptatam, auctoritate apostolica nobis commissa, eidem Domino Nicholao de Bauquell contulerimus, et providerimus de eadem, et dictam præbendam sibi assignaverimus, ac ipsum Dominum

In accordance with Papal provision we have collated Nicholas of Bakewell, to prebend vacant by death of Wm. of Eastdean,

and personally invested him by our cap.

Nicholaum coram nobis specialiter constitutum investiverimus, per birretum nostrum, de præbenda eadem, prout per instrumentum puplicum exinde confectum vobis constare poterit de præmissis;

Decernentes autem auctoritate apostolica supradicta nobis commissa super hiis irritum et inane, quicquid contrafactum est vel contigerit auctoritate qualibet attemptari, Vos omnes et singulos ac alios quorum interest vel interit tenore præsentium pro primo, secundo et tertio monitionis edicto, monemus canonice et peremptorie, auctoritate prædicta qua fungimur in hac parte, vel nihilominus et vestrum cuilibet cum*

Convocatio.

1315.
26 June. Convocation of Chapter.

4 Canons present: Sandal, Melton, and Dinnington by proxy, Avenel not at all.

xiij.—Acta in convocatione celebrata die Jovis proxima post festum Nativitatis Sancti Johannis Baptistæ A.D. m°ccc^mo quinto decimo. Præsentibus tunc in convocatione Magistris Roberto de Pykering, Henrico de Carlton, Johanne de Nassington, Domino Willelmo de Sothill. Dominis Johanne de Sandale, Willelmo de Melton, et Johanne de Dinington, videlicet, Domino Johanne de Sandale per Magistrum Robertum de Pykering et Johannem de Nassington procuratores suos, et Domino Johanne de Dinington per Magistrum Henricum prædictum, procuratorem suum, Magistro Domino Avenell nullo modo comparente.

De expensis circa negotia ecclesiæ.

All Canons to contribute equally to salaries of Chapter's Auditor and his clerk, the Proctor at Rome, and at York, the Attorney in King's Bench, and the like.

In primis, ordinatum consensum et statutum est, quod quilibet Canonicus, residens et non residens, solvat portionem suam ad expensas factas circa negotia ecclesiæ; ut puta, ad salaria Auditoris Capituli et clerici ejusdem, Procuratoris Capituli in Romana curia, Procuratoris Capituli in curia Eboracensi, attornati Capituli in Banco; et ad alias expensas pro defensione juris et libertatis ecclesiæ communiter faciendas. Et quod omnes et singuli, residentes et non residentes, ad expensas æqualiter contribuant supradictas.

Accounts to be taken yearly on Ascension Day, or John Baptist's Day.

Et super hiis expensis singulis annis computatio fiat in festo Ascensionis Domini, vel Nativitatis Sancti Johannis

* Here the entry breaks off. The next leaf begins a new document, two years later.

Baptistæ coram canonicis, vel eorum procuratore. Et de hujusmodi expensis Camarario per ipsos canonicos, vel procuratorem eorundem plenarie satisfiat.

De calicibus in vestiarium deportandis.

Item, ordinatum est et consensum quod omnes calices ad usus vicariorum, et presbiterorum in ecclesia ipsa titulatorum, singulis noctibus sint in vestiario, et in mane eisdem vicariis et presbyteris intitulatis tantummodo liberentur; peractisque missarum solempniis per eosdem vicarios et presbyteros in vestiarium reportentur, et Camarario vel ejus clerico liberentur. Et si quis calicem sibi liberatum non curaverit reportare, et idem calix casu furatur vel amissus fuerit, de ejusdem pretio Capitulo respondebit.

All chalices used by vicars and others having titles in the church to be taken to the vestry and delivered to the chamberlain or his clerk. Anyone not so delivering a chalice, if lost or stolen, will be responsible.

De usu caparum in exequiis mortuorum.

Item, ordinatum est et statutum quod in exequiis Canonicorum mortuorum sive solempnibus obitibus Regum, Archiepiscoporum, Canonicorum non legatur nec cantetur in capis sericis; nec aliquis capis sericis utatur qualitercunque, Ebdomodario, Rectoribus chori duntaxat exceptis.

Silk copes not to be used in lessons or psalms at the funerals of dead Canons, or at the obits of kings, archbishops, or canons, except by the Hebdomadary and Rectors of the choir.

De executionibus per Capitularios faciendis.

Item, ordinatum est quod executiones sive pronuntiationes contingentes libertatem hujus ecclesiæ et singulares præbendas, in processionibus sive intra missarum solempnia faciendæ fiant per capitularios, vel alios quos ipsi Capitularii rogare voluerint, sicut fieri consuevit. Cetera mandata exteriora, videlicet, Archiepiscopi, Officialis Eboracensis per Auditorem vel ejus clericum demandetur executioni.

Executions or sentences touching the liberty of the Church to be pronounced by a member of the Chapter in procession or mass.

De mortuariis in pannis provenientibus.

Item, ordinatum et consensum est quod panni provenientes nomine mortuariorum, per manus Camararii pauperibus erro-gentur decetero sicut hactenus fieri consuevit.

Cloth received for mortuaries to be given to the poor as heretofore.

De juramento ministrorum ecclesiæ tenendo.

The ancient oaths of Precentor, Sacrist, Chancellor and Berfellars as to continual residence to be observed.

De juramento Præcentoris, Sacristæ, Cancellarii et Berfellariorum super continua residentia facienda, ordinatum est et statutum, quod forma scripta super eodem observetur.

Solutiones de antiqua consuetudine in ecclesia faciendæ.

Solutiones faciendæ in festo Ascensionis Dominicæ.

Payments on Ascension Day. From offerings at high altar to the receivers 2s.

For torches; for one-third payment to keepers of oblations and other ministers; to each Canon present, 2s. for wine.

Monday and Tuesday in the week of Pentecost and S. John Baptist, to each Canon present 1s. for wine; but for the 8th Canon nothing was provided. The Residentiaries and 8th Canon to pay the musicians 1 mark, for strewing the choir and altars. The Residentiaries alone to pay, keepers of offerings of great shrines, 8d.; of small shrines, 6d.; of tomb, 6d. each; of cross, 8d.

Solutiones faciendæ in festo Ascensionis Dominicæ ex ordinatione et statuto in convocatione prædicta; videlicet, de oblationibus ad magnum altare provenientibus, receptoribus et custodibus earum oblationum, ij^{s}. Item, pro torticiis; Item, pro tertia parte procurationis custodum oblationum et aliorum ministrorum ecclesiæ in eodem festo; Item cuilibet Canonico præsenti in processionibus in eodem festo pro duobus diebus ij^{s}, ad vinum.

Item, diebus Lunæ et Martis in ebdomada Pentecostes et die Nativitatis Beati Johannis Baptistæ cuilibet Canonico præsenti in processione, pro quolibet die xij^{d} ad vinum; sed quod octavus Canonicus ad vinum, quicquam perciperet in festo Ascensionis Dominicæ de oblationibus aliunde in ecclesia provenientibus, præterquam de magno altari, pro duobus diebus tantum, nihil fuit ordinatum. Per Canonicos residentiales et octavum Canonicum solvatur tibicinibus i marca, pro stramine chori et altarium ecclesiæ. Per Canonicos residentiales, tantum solvenda est pecunia infrascripta, videlicet, custodibus oblationum magni feretri viij^{d}; custodi parvorum feretrorum. vj^{d}; custodibus duobus tumbarum, cuilibet, vj^{d}; custodi oblationum crucis viij^{d}.

Item, pro pane et vino expensis per vicarios et alios presbyteros in ecclesia ultra dimidiam marcam ad id receptam de magno altari. Item duæ partes procurationum ministrorum ecclesiæ in eodem festo. Aliis nichil est solvendum, nisi ex gratia.

In festo Nativitatis Johannis Baptistæ.

On Nativity of S. John Baptist from offerings at high altar to

In festo Nativitatis Sancti Johannis Baptistæ solvenda est pecunia personis infra scriptis. De oblationibus ad magnum

altare provenientibus, videlicet, custodibus ij^{s} camerario* in partem solutionis stipendii sui, x^{s}; ad panem et vinum ad opus celebrantium ad magnum altare, vj^{s} viij^{d}; diaconis et subdiaconis ix^{s}; cissori ecclesiæ, sutrici, et lotrici iij^{s}.

keepers 2s., to chamberlain (part payment), 10s; for bread and wine for celebrants, 6s. 8d.; deacons and subdeacons, 9s.; the tailor, sempstress and washerwoman, 3s.

Medietas procurationis ministrorum. Cuilibet Canonico ad vinum xij^{d}. Per Canonicos residentiales, custodibus duobus tumbarum, xij^{d}; custodi crucis, viij^{d}. Medietas expensarum in procuratione ministrorum ecclesiæ.

Half the procuration of the Ministers. To each Canon for wine, 1s. By the Residentiaries to keepers of tombs, 1s.; of cross, 8d.

In festo exaltationis sanctæ crucis, de oblationibus ad magnum altare provenientibus nil est solvendum. Per Canonicos residentiales de oblationibus aliunde provenientibus in ecclesia, Camerario x^{s}.

On Feast of Exaltation of Cross. To Chamberlain, 10s.

In festo Nativitatis Domini de oblationibus ad magnum altare provenientibus, Camerario x^{s}; cissori, sutrici et lotrici iij^{s}.

On Christmas Day chamberlain, 10s.; tailor, sempstress and washerwoman, 3s.

In festo Paschæ, de oblationibus ad magnum altare provenientibus, nil est solvendum; de oblationibus aliunde provenientibus x^{s} Camerario.

On Easter Day Chamberlain 10s

Custodi oblationum in capella Beatæ Mariæ per annum ad quatuor terminos, j marcam, videlicet, quolibet termino, xl^{d}.

To keeper of offerings in S. Mary's Chapel, 1 mark a year.

De Sacrista.

Decretum fuit in eadem convocatione, super pane et vino ad opus Vicariorum et aliorum in ecclesia Beati Johannis celebrantium per Sacristam inveniendo, et super aliis custodiam ecclesiæ contingentibus; Sacrista ad certum diem, quem ad hoc Capitulum statuerit, super sibi objiciendis ex officio evocetur.

The Sacrist to be summoned to answer complaints about the bread and wine for celebrations.

Procurandi sumptibus Capituli in festis Assensionis Dominicæ et Nativitatis S. Johannis Baptistæ de antiquis consuetudinibus ecclesiæ.

Ministri procurandi per Capitulum in ipso capitulo, vel alio loco ecclesiæ, prout Camararius duxerit ordinandum, sumptibus Residentialium, in festo *Assensionis Dominicæ per duos dies; videlicet, in ipso die Assensionis et ejus vigilia; die Nativitatis S. Johannis Baptistæ et ejus vigilia; videlicet, Auditor Capituli et ejus clericus; Seneschallus

Ministers to be provided on Ascension Day and Nativity of S. John Baptist at cost of Residentiaries; Auditor and clerk: Seneschal and clerk; Bailiff; two keepers of high altar; Trea-

* *Sic* in original.

surer and clerk; all keepers of offerings at great shrine and elsewhere; the Sacrist's clerks; cooks and provision finders.

Capituli et ejus clericus; Ballivus Capituli; duo custodes magni altaris; Thesaurarius et ejus clericus; omnes custodes oblationum provenientium in ecclesia, tam ad magnum feretrum quam alibi: Clerici Sacristæ: Coci et provisores esculentorum.

Littera credentiæ.

1315. 19 July. Letter of Robert Pickering and John Nassington to Abp. of certain matters in dispute, viz.:

Reverendo [etc., as in letter of 16 July, 1308].

Super quibusdam articulis statum nostrum et ecclesiæ vestræ Beverlacensis intime tangentibus [etc. as above, 16 July, 1308].

Datis Beverlaci xiiij Kalendas Augusti.

Articuli tangendi Domino Archiepiscopo.

Summer boughs from the Abp.'s park due to the Canons, ministers, and schoolmaster now withheld;

herbage from the park for same.

Also usurpation of the temporal jurisdiction of the Chapter by the Abp.'s bailiff and officer, making attachments in the church and churchyard, taking toll for stallage; and exercising office of coroner; also, absence of ministers subject to Chapter and sworn to continual residence.

De ramusculis æstivalibus, de parco Domini, Canonicis, ministris ecclesiæ Beverlacensis, et Magistro Scolarum debitis et solvi consuetis subtractis.

De herbagio pro equis Canonicorum et ministrorum ecclesiæ de parco Domini debito et similiter subtracto, sive minus sufficienter soluto.

Item, de usurpatione jurisdictionis temporalis Capituli Beati Johannis Beverlacensis facta per Ballivum Domini et officiarium ballivi attachiamenta faciendo in ecclesia Beati Johannis Beverlacensis et ejus cimiterio exercendo, Toloneum super stallagium capiendo, similiter officium coronatoris exercendo, in grave præjudicium ecclesiæ et jurisdictionis ejusdem Capituli elusionem pariter et contemptum.

Item, de absentia ministrorum, qui Capitulo immediate sunt subjecti et de continua et personali residentia Capitulo jurati.

Convocatio.

1316. Sept. 17. Summons for Convocation in common form to the two canons Bishops elect, viz.: W. of Melton, Archbishop of York; John of Sandal, Bishop of Winchester.

xiii. b. .—Die Veneris proxima post festum exaltationis Sanctæ Crucis, emanavit littera convocationis die Sancti Dionisii A.D. m°ccc° sexto decimo celebrandæ in communi forma.

Et memorandum quod eodem anno fuerunt duo canonici electi in episcopos, videlicit Dominus Willelmus de Melton in Archiepiscopum Eboracensem, et Dominus Johannes de San-

dale in Episcopum Wintoniensem, et nihilominus citati fuerunt in forma communi, sicut ceteri.

Present at Chapter, R. of Pickering, then Dean of York; John of Nassington, a canon of York. Avenel, Soothill; Melton, elect of York, then at Rome; and Sandal, elect, and confirmed Bishop of Winchester; and Nich Huggate, treasurer of the Prince, by proxies, which are in the Chamberlain's chest.

Acta in eadem convocatione, præsentibus in eadem Magistro Roberto de Pykering tunc Decano ecclesiæ Beati Petri Eboracensis, Magistro Henrico de Carleton, Magistro Johanne de Nassington tunc Canonico Eboracensi, Magistro Dionisio Avenel, Domino Willelmo de Sothill; Domino Willelmo de Melton, electo in Archiepiscopum Eboracensem et in curia Romana existente, per Magistrum Johannem de Nassington prædictum, procuratorem suum, Domino Johanne de Sandale tunc electo in Episcopum Wintoniensem et confirmato, per dictum Magistrum Johannem procutorem suum; Domino Nicholao Hugate, Thesaurario Domini Principis per dictum Magistrum Johannem; quorum procuratoria sunt in archa Camerarii.

Decretum pro Magistro Henrico.

On the decision of the Chapter in the controversy between Canon Henry of Carlton and the Prior of Watton, for payment of £6 a year by the Prior for traves of Watton, Cawkeld, and Kilnwick, decreed that the order was intended to be in force for the term of their lives, or of the cession of office of one of them.

xiiij.—Cum quædam controversia* esset mota inter Magistrum Henricum de Carlton et Johannem Priorem de Watton, super quibusdam travis de dominico manerio suo de Watton, Kaldekeld et Killingwik, quæ travæ spectant ad præbendam dicti Magistri Henrici, quæ sopita fuit in hunc modum; videlicet, quod tam prædictus Magister Henricus quam dictus Johannes se submiserint ordinationi et decreto venerabilium virorum Magistrorum Roberti de Pykering et Johannis de Nassington, qui tunc ordinaverunt et decreverunt prædictum Johannem debere solvere prædicto Magistro Henrico pro prædictis travis sex^{h} sterlingorum ad certos anni terminos:

Et quia non constat sufficienter, utrum prædicta ordinatio prædictorum Magistrorum se extendebat ad durationem temporis utriusque vel ad eorumdem statum, quem tunc tenuerunt, dictus Magister Henricus in convocatione etc. petebat declarationem hujus ordinationis seu decreti a dictis magistris, qui declaraverunt hujusmodi ordinationem seu decretum se extendere ad durationem temporis vitæ utriusque vel cessionis alterius eorum.

* See above.

De præsentia Canonicorum in duobus festis.

Residentiary Canons to be present on the two great feasts, viz. Ascension Day and 3 days before, and Nativity of S. John Baptist and the day before, and on other solemn feasts, viz. Christmas Day, Easter and Pentecost, if possible; and if absent on the first-named feasts to lose their share in all distributions, which accrue to those present, sustaining the burden and honour of those feasts.

Item, de unanimi consensu ordinatum est et statutum, quod quilibet Canonicus hujus ecclesiæ residentialis præsens esset in duobus festis, videlicet Ascensionis Dominicæ, cum iij diebus præcedentibus, et Nativitatis Sancti Johannis Baptistæ cum vigilia, nisi fuerit legitimo impedimento impeditus, super quo impedimento procurator suus fidem faciat Capitulo juramentum tactis sacrosanctis evangeliis in animam domini sui præstando. Et in aliis solempnibus festis, videlicet, Natalis Domini, Paschæ et Pentecostes, præsens sit nihilominus, si quomodo poterit.

Whitsunday.

Item, ordinatum est et statutum, quod si Canonici residentiales, in duobus festis, videlicet Ascensionis Dominicæ et Nativitatis Sancti Johannis Baptistæ vel in altero illorum, præsens non fuerit, nullo legitimo impedimento impeditus, totum quod sibi in illis festis, vel altero illorum, ex distributionibus in illis festis, vel altero illorum, faciendis obvenire debeat, perdat; et eadem portio quam habere deberet, si præsens esset, accrescat suis Concanonicis residentialibus tunc præsentibus, onus et honorem in illis festis sustinentibus.

De dimissione prebendæ.

A Canon leasing his prebend to do so to a Canon, if any is willing to give the same price as anyone else.

Item ordinatum est et statutum, quod Canonicus volens dimittere præbendam suam ad primum, nulli eam dimittere, nisi alicui de concanonicis suis, si quis eam recipere voluerit, et tantum dare quantum aliquis alius, nec portiones præbendæ suæ, videlicet travas vel decimas, corrodiis dumtaxat exceptis, nulli reddat, nisi uni de concanonicis suis, qui easdem travas et decimas eo pretio, quo alii, voluerit comparare.

De corrodio Domini Archiepiscopi.

Recital of arrangement made as to the Archbishop's corrody at Beverley made in Chapter of York with consent of the Dean then a Canon of Beverley

Item, de corrodio Domini Archiepiscopi in Bederna Beverlacensi, vacante sede, recitata fuit quædam diffinitio facta et habita super eodem in Capitulo Beati Petri Eboracensis per Dominum Decanum, tunc hujus ecclesiæ Canonicum, et alios Canonicos utriusque ecclesiæ, præsentibus executori-

bus Domini Willelmi de Grenefeld, dudum Archiepiscopi Eboracensis, per quam decretum est et diffinitum, quod dictum corrodium vacans post obitum Archiepiscopi debet cedere in usum Capituli Sancti Johannis Beverlacensis per totum tempus vacationis sedis prædictæ;

and other Canons of both Churches and the executors of the late Archbishop William Greenfield; viz.: that in the vacancy of the See it accrues to the Chapter of Beverley; who assigned it to the works of the Church, until S. Nicholas' Day, and John of Swine, Master of the Works, was appointed receiver; also to receive the money due from John of Copeland, from S. Nicholas day 1315.

Super quo tunc ordinatum est et consensum, quod proventus dicti corrodii a die obitus prædicti patris cedat in usus operis hujus ecclesiæ usque ad diem Sancti Nicholai, nisi per consecrationem Archiepiscopi ad quem pertinere debeat, impediatur.

Et assignatus fuit Dominus Johannes de Swina, Magister operis, ad recipiendum præfatum corrodium a festo Sancti Michaelis proximo transacto usque ad festum Sancti Nicholai proximum sequendum, et ad recipiendam pecuniam de Domino Johanne de Coupland debitam de eodem, videlicet a die Sancti Nicholai A.D. m° ccc° quinto decimo.

De bonis Canonici ab intestato decedentis.

Grants of probate of wills of deceased Canons, and all belong to the Chapter, who also have the administration of goods of a Canon dying intestate for the good of his soul,

Item, cum ad Capitulum Beati Johannis Beverlaci de consuetudine hujus ecclesiæ approbata pertineat, et pertinuerit, a tempore cujus principii memoria non existit, bona canonicorum hujus ecclesiæ utcunque decendentium ad præbendas eorundem qualitercunque spectantia, cum de morte eorum constiterit, sequestrare et ea sequestrata artius custodire, violatores hujus sequestri excommunicare, probationem testamentorum ipsorum recipere, et testamenta legitime probata insinuare, executoribus inscriptis dictorum bonorum administrationem in forma statuti super hoc editi concedere, ipsorum ratiocinia audire, acquietantias facere, necnon de bonis ipsorum Canonicorum ab intestato decedentium disponere, prout saluti animarum suarum videbitur salubrius expedire:

But the late Abp. Greenfield having seized the goods of Master Peter Emerici, it was agreed between the Dean of York, a Canon of Beverley, and the other canons of both churches,

Ac bonæ memoriæ Dominus Willelmus de Grenfield dudum Archiepiscopus Eboracensis omnes fructus et proventus præbendæ Magistri Petri Emerici per ipsum Capitulum prius sequestratos sequestravit,* et occupavit, in præjudicium juris et quietæ possessionis Capituli antedicti non modicum et gravamen, recitata fuit per Dominum Decanum Eboracensem,

* See as to this above, p. 233.

and the Archbishop's executors that the executors should pay 35 marks in respect of such goods to the Chapter of Beverley.

tunc hujus ecclesiæ Canonicum, et alios utriusque ecclesiæ Canonicos, præsentibus executoribus dicti patris, per quos decretum fuit et diffinitum, quod præfati executores Capitulo nostro Beverlacensi (xiij. b.) triginta quinque marcas restituerent, quam pecuniam dictus pater de bonis perceperat memoratis, in pios usus secundum formam statuti super hoc editi per ipsum Capitulum convertendas;

As he had no next of kin or creditors, ordered that the moneys should go to the fabric fund.

Et quia dictus Petrus nullos habuit vel habet parentes fratres vel consanguineos, vel alios quibus fuerit obligatus ratione alicujus obsequii præstiti, qui de bonis respici debeant memoratis, Ordinatum fuit et consensum, quod tota prædicta pecunia cedat in usum operis hujus ecclesiæ pro salute animæ dicti defuncti.

*De calicibus.**

The chalices belonging to the different altars to be kept by the Vicars and others at their own risk.

Item, ordinatum est et statutum, quod vicarii et alii intitulati in ecclesia prædicta habeant decetero calices suos ad altaria sua suis periculis custodiendos; ita quod quilibet de calice sibi tradito teneatur Capitulo respondere.

De cantaria S. Nicholai et Trabe.

The chantry of S Nicholas' Brotherhood given to Alan of Humbleton, the Senior Vicar; and the Beam in mid-choir to Robert of Sigglesthorne.

Item, collata fuit cantaria Fratiæ Sancti Nicholai Beverlacensis Domino Alano de Humbleton, Vicario seniori: et Trabs in medio chori, Domino Roberto de Syglestorne.

De Magna Carta.

The Great Charter of the Church handed by a Canon and the chamberlain to William of Soothill for Chapter business.

Item, de consensu dictorum Canonicorum in eadem convocatione, Magister Henricus de Carlton canonicus et J. de Risindon, Camerarius, vice Capituli, Magnam Cartam confirmationis Domino Willelmo de Sothill, Canonico, pro quibusdam negotiis suis ipsum, præbendam suam, et ecclesiam istam in Cancellaria Domini Regis expediendis [reportata fuit].†

* This is in defeasance of the order made at the Convocation of 1315 that the chalices should be given into the vestry every night.

† The words in brackets are in the same hand, but evidently added when the charter was brought back.

De mortuariis.

Item decretum fuit interpositum de mortuario pro quodam infante unius anni solvendo juxta consuetudinem curiæ Eboracensis; ex eo, quod pater ipsius prius decessit, et propter divisionem bonorum dictum puerum et matrem suam æqualiter contingentium, licet idem puer usum rationis non habuerit; et fuit puer filius Johannis, præpositi de Ticketon.

It was adjudged that a mortuary was due in respect of a baby one year old; though his father had predeceased him, whose goods were equally divisible between the boy and his mother.

De taxatione domorum præbendalium post mortem Canonici.

Item, si in manerio præbendali in admissione novi Canonici fuerint domus sufficientes et competentes pro mora Canonici, Ordinatum est et institutum, quod ipsas domos in eo statu quo eas invenerit sustineat; et quod, ad reparationem defectuum earumdem domorum post mortem suam minime teneatur, nisi ad illos defectus qui suo tempore provenerint; verumtamen, si quam pecuniam pro ipsis domibus reparandis et meliorandis a prædecessore suo receperit, et illam in illis domibus reparandis et meliorandis non apposuerit, de illa pecunia suo successori pro reparatione et melioratione earum domorum teneatur per visum Capituli respondere.

An incoming Canon to keep up prebendal house in same state as he found it; but not to be liable after his death; but if he has received from his predecessor money for repairs and has not spent it, he is answerable to his successor for repairs.

Super inductione in corporalem possessionem præbendæ.

1316.

10 April. Collation by Edward II. of N. of Huggate to prebend of S. James, in gift of Crown during vacancy of Archbishopric of York.

xcv. b. 2.—Universis pateat per præsentes quod nos Capitulum [etc.] litteras domini nostri Domini Edwardi Dei gratia Regis [etc.] recepimus continentiæ infrascriptæ:

Edwardus Dei gratia [etc.] Capitulo [etc.], Salutem.

Cum dederimus et concesserimus dilecto clerico nostro Nicholao de Hugate præbendam altaris Beati Jacobi in ecclesia S. Johannis Beverlacensis quondam Johannis de Dynyton vacantem et ad nostram donationem spectantem ratione Archiepiscopatus Eboracensis vacantis et in nostra manu existentis, habendam cum suis juribus et pertinentiis quibuscunque: Vobis mandamus quod eidem Nicholao stallum in choro et locum in Capitulo ratione præbendæ prædictæ prout moris est assignetis.

Teste me ipso apud Langele secundo die Aprilis anno regni nostri nono.

Harum igitur auctoritate et virtute litterarum, dictum Dominum Nicholaum in personas [*sic*] Johannis de Eboraco clerici et Willelmi de Driffeld procuratorum suorum ad dictam præbendam admisimus, et ipsum, assignatis eidem stallo in choro et loco in capitulo, ac ceteris omnibus quæ requiruntur in hac parte plenius observatis, in corporalem possessionem dictæ præbendæ jurium et pertinentiarum ejusdem induximus ut decebat.

In cujus rei testimonium sigillum nostrum præsentibus est appensum. Datis Beverlaci iiij° Idus Aprilis A.D. m°ccc^mo^xvj^mo^.

[*In margin.*] Nota. Rex non scribit archiepiscopo, set immediate capitulo.

Super inductione in corporalem possessionem Præposituræ ij^da^. Hugate.

317. 1 Jan. xcv. b.—Universis pateat [per] præsentes quod nos Capitulum [etc.] litteras venerabilis patris nostri in Christo et domini, Domini Willelmi Dei gratia [etc.] Recepimus, continentiæ infrascriptæ.

Willelmus permissione divina [etc.] Dilectis filiis Capitulo [etc.], Salutem, gratiam et benedictionem.

Cum serenissimus princeps et dominus noster Dominus Edwardus Dei gratia Rex [etc.] dederit et concesserit Dilecto clerico suo Domino Nicholao de Hugate præposituram ecclesiæ Beverlacensis vacantem et ad suam donationem spectantem, ratione Archiepiscopatus Eboracensis nuper vacantis et in manu sua existentis, habendam cum suis juribus et pertinentiis quibuscunque, prout in litteris Regiis super hoc factis plenius continetur; ac nos eundem Dominum Nicholaum in personas Magistrorum Ricardi de Melton et Johannis de Eboraco necnon Willelmi de la Mare et Willelmi de Driffeld procuratorum ejusdem, secundum formam donationis et concessionis prædictarum admiserimus ad præposituram memoratam: Vobis mandamus quatinus præfatum Dominum Nicholaum vel procuratores suos ejus nomine in corporalem

possessionem præposituræ prædictæ jurium et pertinentiarum ejusdem inducatis et defendatis inductum facientes sibi de ipsius præposituræ fructibus et proventibus integraliter responderi, circa personam ejusdem quod vestrum est more solito exequentes.

Valetis. Datis apud Beverlacum Idus Januarii anno gratiæ m°ccc^mo^xvij^mo^ et anno Pontificatus nostri primo.

Harum igitur auctoritate et virtute litterarum dictum Dominum Nicholaum in personas dictorum procuratorum suorum ad præposituram admisimus memoratam, ac omnibus consuetis in hac parte plenius observatis, in corporalem possessionem dictæ præposituræ, jurium et pertinentiarum ejusdem induximus, ut decebat.

In cujus rei testimonium sigillum nostrum præsentibus est appensum. Datis Beverlaci tertiodecimo die mensis Januarii A.D. supradicto.

Pro executione mandatorum Capituli.

lxxvj. 2.—[As in i. 3. p. 4, to execute Chapter's orders as to thraves]. 1317. 29 Dec. Abp. Wm. Melton to archdeacon and clergy of the East Riding.

De grossis carnibus Bedernæ.

lxxvj. 1.—Willelmus permissione divina [etc.], Custos præposituræ ecclesiæ nostræ Beverlacensis vacantis, Salutem in amplexibus Salvatoris. 1317. 5 Jan. Abp. Wm. Melton), keeper of the Provostry now vacant to all sons of holy mother church.

Licet propter defectum providentiæ grossarum carnium in Bederna, Canonici vicarii et ministri ecclesiæ et Bedernæ nobis concesserint, quod, vacante ipsa præpositura et in manu nostra existente, pro grossis carnibus cujuscunque generis fuerint sibi debitis, Salvis per omnia feodis Cocorum dictæ Bedernæ, certam in pecunia numerata percipiant quantitatem; Through want of provision of great meat the canons and members of the Minster arranged with us for certain payments instead: Saving the cooks' fees.

Nolentes tamen per hujusmodi concessionem, ut præmittitur, nobis factam Canonicis et aliis ministris ecclesiæ et Bedernæ, vel etiam Cocis memoratis, in aliquo præjudicium seu dispendium processu temporis generari: Not wishing to prejudice any rights.

Volumus et concedimus, quod, non obstante prædicta concessione nostri intuitu nobis facta, dicti Canonici et omnes Granted that as soon as there is

a Provost every one returns to his ancient status and right to receive payment.

alii, quam cito eidem Præposituræ de Præposito provisum fuerit, ad antiquum et priorem statum redeant, sine alicujus contradictionis obstaculo; ita videlicet quod quilibet eorum extunc ipsas grossas carnes integraliter percipiat, sicut passis temporibus percipere consuevit, nisi tunc, de voluntate et mero consensu illorum, quorum interest, ordinatum fuerit aliter et consensum.

In quorum præmissorum fidem sigillo nostro præsentes ex certa scientia fecimus communiri.

Dated Beverley.

Datas apud Beverlacum Nonis Januarii anno gratiæ m°ccc° decimoseptimo, et Pontificatus nostri primo.

Payments: for each portion of beef, 6d.; pork, 5d.; sheep, 4d.

Memorandum quod dictus pater solvebat pro quolibet ferculo carnis bovinæ vj^{d}; pro ferculo carnis porcinæ, quinque denarios; pro ferculo carnis ovinæ, quatuor denarios; Salvis feodis Cocorum ut supra.

Admissio Domini Nicholai de Hugate ad Præposituram.

1317. 13 Jan. Admission of Nicholas of Hugate to Provostry by proxy.

lxxvj. 3.—Tertio decimo die mensis Januarii A.D. m°ccc^{mo} decimo septimo, Magister Ricardus de Melton et Johannes de Eboraco, clerici, Willelmus de la Mare et Willelmus de Driffield, litterati, procuratores Domini Nicholai de Hugate, Præpositi Beverlacensis, comparuerunt coram Capitulo, Magistro Henrico de Carlton et Domino Willelmo de Sotyl, canonicis, Capitulum repræsentantibus, una cum Domino Johanne de Risindon, Auditore; et porrexerunt dicto Capitulo mandatum venerabilis patris in Christo et domini, Domini Willelmi de Melton, Dei gratia [etc.], in hæc verba:

Willelmus permissione divina [etc.] Capitulo [etc.]

Cum serenissimus princeps et dominus noster Dominus Edwardus, Dei gratia Rex [etc.] dederit et concesserit dilecto clerico suo Domino Nicholao de Hugate, Præposituram ecclesiæ Beverlacensis vacantem et ad suam donationem spectantem, ratione Archiepiscopatus Eboracensis nuper vacantis et in manu sua existentis, Habendam cum suis juribus et pertinentiis quibuscunque, prout in litteris regiis super hoc factis plenius continetur;

Ac nos eundem Dominum Nicholaum in personas [*sic*] Magistrorum Ricardi de Melton et Johannis de Eboraco, necnon Willelmi de la Mare et Willelmi de Driffeld, procuratorum ejusdem, secundum formam donationis et concessionis prædictarum admiserimus ad Præposituram memoratam;

Vobis mandamus, quatinus præfatum Dominum Nicholaum, vel procuratores suos ejus nomine, in corporalem possessionem Præposituræ prædictæ, jurium et pertinentiarum ejusdem inducatis, et defendatis inductum, facientes sibi de ipsius Præposituræ fructibus et proventibus integraliter responderi; circa personam ejusdem, quod vestrum est, more solito exequentes. Valete.

Datis apud Beverlacum Idibus Januarii, anno gratiæ m°ccc^mo^ decimo septimo.

Collatio.

[In same form as on collation of Walter Reynolds, p. 119 *supra*, but dated] apud Westmonasterium quarto die Januarii anno regni nostri undecimo. Per ipsum Regem, Rogero de Northburgh. Collation.

Procuratorium Nicholai de Hugate, Præpositi.

[In same form as proxy given by William of Melton for his admission, f. xliiij. p. 226 *supra*, the seal affixed besides his own being that of] Domini Rogeri de Northburgh, Archidiaconi Richemundiensis. Datis Londonii viij° Idus Januarii, anno Domini m°ccc^mo^ decimo septimo.

Capitulum vero assignavit prædicto Domino Nicholao in personis dictorum procuratorum ad comparendum in Capitulo citra festum S. Michaelis ad dictum præferendum personaliter juramentum.

Quibus actis, factaque deliberatione solita, amotis omnibus extraneis, revocatisque, dictus Nicholaus in personis dictorum procuratorum admissus fuit ad Præposituram supradictam in forma consueta, qua admissione facta dicti procuratores in animam domini sui præstiterunt solitum juramentum et inducti fuerunt nomine domini sui in corporalem possessionem Admission.

Bedernæ cum suis pertinentiis universis per Dominum Johannem de Risendon, vice et nomine Capituli memorati; et facta fuit commissio Domino Johanni de Swyna ad inducendum eos nomine domini prædicti in corporalem possessionem maneriorum exteriorum et ad liberandum eisdem bona inventa in Bederna et in maneriis memoratis; cujus tenor talis est:

Commissio admissionis Nicholai de Hugate, Præpositi.

lxxvij.—Capitulum [etc.] Dilecto nobis in Christo Domino Johanni de Swyna, perpetuo vicario chori nostri, Salutem in auctore salutis.

Quia Dominum Nicholaum de Hugate cui dominus noster Edwardus, Dei gratia Rex Angliæ illustris, dedit et concessit præposituram ecclesiæ nostræ vacantem [etc. as above] ad mandatum venerabilis patris in Christo et domini Domini Willelmi, Dei gratia [etc.] in personis Magistrorum [etc. as above] ad præposituram admisimus memoratam, et ipsos procuratores nomine ipsius in possessionem Bedernæ nostræ cum suis pertinentiis universis induci fecimus corporalem;

Admission to Mr Huggate's entry to manor.

Vobis, de cujus fidelitate et industria fiduciam gerimus specialem, committimus et mandamus quatinus dictum Dominum Nicholaum in personas procuratorum prædictorum, et substitutorum ab eisdem in corporalem possessionem maneriorum et aliarum rerum omnium ad præposituram spectantium supradictam personaliter inducatis, et eisdem nomine domini sui prædicti omnia bona in quibuscunque rebus consistentia in Bederna et in maneriis et in locis aliis ad præfatam Bedernam et maneria spectantibus inventa per indenturam curetis nostro nomine liberare;

Et quid in præmissis feceritis nos distincte et aperte infra mensem a data præsentium, una cum indentura de bonis prædictis facta, curetis reddere certiores per vestras litteras patentes quæ harum seriem repræsentent.

Datis Beverlaci xiiij^mo^ mensis Januarii A.D. m°ccc^mo^ decimo septimo.

Pro excommunicato vitando. (*Non emanavit.*)

1317. 17 Jan. Letter to Archbp.

Venerabili [etc.] Capitulum [etc.].

Quum Dominus Robertus de Badingham, executor testa-

menti claræ memoriæ Domini Johannis de Diningtoń, quondam concanonici et confratris nostri, sententiam excommunicationis majoris a nobis in ipsum, auctoritate ordinaria, in hac parte propter suam manifestam contumaciam pariter et offensam, juris ordine observato, in scriptis latam et solemniter publicatam : pro eo, quod rei indicatæ coram nobis ad instantiam Dominorum Ricardi de Morton et Willelmi de Fittelyng, Capellanorum, dicti defuncti servientium dum vivebat, de quibusdam legatis eisdem a dicto defuncto, extra testamentum suum in scriptis redactum, relictis, prout idem Dominus Robertus coram nobis tunc personaliter constitutus judicialiter fatebatur, contractam :

Sir Robert of Badingham, executor of t will of Canon John of Dinn ton, was exc municated fo not paying legacies to R of Morton an Wm. of Fittl chaplains, ser vants of the deceased, be queathed; d his will, by t executor's ow confession; has remained communicate for two years

Licet sufficienter et legitime quod pareret eidem, monitus extiterat et inductus, parere contumaciter recusavit fere per biennium, tamquam suæ salutis eternæ immemor et honoris proprii persecutor, in grave animæ suæ periculum et in contemptum clavium ecclesiæ sacrosanctæ, necnon in dictorum Ricardi et Willelmi dispendium non modicum et gravamen, sustinuit et adhuc sustinet animo fortius indurato ; Christi fideles sua communione pestifera inficiens manifeste ;

Cum igitur excommunicatorum nomina expediat esse nota, ne Christi fideles commaculent labe sua, et ut a communione fidelium et ab actibus legitimis in judicio et extra judicium, prout justitia exigit et requirit, excludi valeant et repelli :

As it is expe that the nam of excommun cates should known, lest infect others

Vestræ paternitati Reverendæ devotius supplicamus, quatinus ad tuitionem et defensionem juris et libertatis ecclesiæ vestræ predictæ, et ad reprimendam malitiam dicti Domini Roberti, Christi fidelibus universis ipsum Dominum Robertum prædicta sententia excommunicationis sic esse involutum, dignemini per vestras patentes litteras nuntiare in testimonium præmissorum; ut idem Robertus sic a liminibus Catholicæ ecclesiæ sequestratus, et talis per vestras litteras nuntiatus, omni genere communionis, in judicio et extra judicium, præter illam, quæ salutem animæ suæ respicit, artius evitetur, donec spiritum humilitatis amplexus, ad bonum obedientiæ redierit, se unitati ecclesiæ conferendo, absolutionis beneficium in forma juris meruerit optinere.

Please issue letters paten that everyon may boycott

In cujus rei testimonium sigillum nostrum præsentibus est appensum.

Datis in capitulo nostro sextodecimo Kalendas Februarii anno Domini m°ccc° decimo septimo.

Pro excommunicato vitando. Badingham: non emanavit.

1317. Same day. Chapter to Archbishop.

Venerabili [etc., as in last but one].

Hy. of Dinnington and Rt. of Baddingham have failed to appear on day accepted by them.

Quum Henricus de Dinyngton et Dominus Robertus de Badingham [etc., as in last down to publicatam] ad instantiam officii coram nobis contractam; pro eo, quod idem executores, ad reddendum finalem compotum de administratione sua in bonis dicti defuncti infra jurisdictionem nostram inventis coram nobis legitime evocati, personaliter comparentes, ex certis causis et legitimis diem diffusiorem ad præmissa facienda ex nostra præfixione gratantius acceptarunt, ad quam diem legitime præconizati et diutius expectati, coram nobis comparere secundum formam præfixionis sibi factæ minime curaverunt, per dimidium anni et amplius sustinuerunt, et adhuc sustinent animo fortius indurato, Christi fideles maculantes sua communione pestifera manifeste.

Pray issue letters of excommunication that everyone may boycott them.

Cum igitur excommunicatorum nomina expediat esse nota, ut ab eorum communione, præter illam quæ suarum salutem respicit animarum, tam in judicio quam extra judicium, Christi fideles abstineant universi.

Vestræ dominationi reverendæ humiliter supplicamus [etc., as in last to malitiam] dictorum Henrici et Roberti Christi fidelibus universis ipsos Henricum et Robertum dicta sententia esse ligatos ob præmissa, dignemini [etc., as in last *mutatis mutandis*].

Pro excommunicato vitando. Non emanavit.

1317. 19 Jan. Chapter to Archbishop.

lxxvij. b. 2.—Venerabili [etc., as in last].

Rt. of Badingham defies excommunication because he is not domiciled in your diocese or our jurisdiction.

Paternitati vestræ Reverendæ harum serie humiliter declaramus, quod Dominus Robertus de Badingham [etc., as in last document but one, down to recusavit] est exigente justitia involutus;

In qua sententia, tamquam suæ salutis eternæ immemor, in elusionem clavium ecclesiæ sacrosanctæ pariter et contemptum, fere per biennium perseveravit animo fortius indurato;

Audaciam in tam periculoso laqueo remanendi, ut intelleximus, assumens, ex eo, quod nullum domicilium infra vestram diocœsim seu jurisdictionem nostram, ut accepimus, dicitur optinere;

Cum igitur excommunicatorum nomina [etc., as in last but one and last].

Datis in Capitulo nostro quarto decimo Kalendas Februarii A.D. supradicto.

Pro excommunicato vitando. (*Non emanavit.*)

lxxviij. 1.—Venerabili [etc., as in last to Badingham] et Henricus de Dinington [etc., as in last but one, down to pro eo] quod ad diem eisdem coram nobis personaliter constitutis, ad reddendum finalem compotum de sua administratione [etc., as in last but one, to inventis] et ad manus suas provenientibus facta, de eorum consensu præfixum judicialiter seu etiam assignatum, secundum formam præfixionis [etc., to expectati] sic justitia exigente involuti.

$131\frac{7}{8}$. 19 Jan. Chapter to Archbishop. Rt. of Badingham and Henry of Dinnington are excommunicated for not rendering accounts.

In qua sententia [etc., as in last].

Pro excommunicatis vitandis.

lxxviij. 2.—Venerandæ discretionis viro Domino Officiali curiæ Eboracensis Capitulum [etc.] Chapter to official of York.

Discretioni vestræ reverendæ harum serie intimamus quod Dominus Robertus de Baddingham [*sic*] et Henricus [etc., as in last, to contemptum] a die Sabbati post diem Nativitatis S. Johannis Baptistæ proximum præteritum sustinuerunt et ad huc sustinent [etc., as in last, to repelli]. The same two have been excommunicated: Please proclaim them so

Discretioni vestræ reverendæ in juris subsidium subjectius supplicamus, quatinus ad reprimendum insolentiam [etc., as in last, to optinere]. and inform the Archbishop.

Et cum, ad requisitionem nostram, præsens mandatum nostrum fueritis executi, super præmissis et hiis quæ feceritis in hac parte velitis Venerabilem in Christo patrem nostrum et dominum Dominum W. Dei gratia [etc.] reddere certiorem, ut idem Dominus, visis et intellectis omnibus supradictis, et quid feceritis in hac parte, inde litteras suas patentes vobis valeat concedere in fidem et testimonium præmissorum. In Altissimo feliciter valeatis.

Datis in Capitulo nostro, etc.

Pro excommunicato vitando.

lxxviij. b. 1.—Venerandæ [etc., as in last]. Same date.

Discretioni vestræ reverendæ litterarum serie patefiat quod Chapter to official of York.

Asking for help against Rt. of Badingham.

Dominus Robertus [etc., as in lxxvij. b. 2, except that clothes (vestibus) are specified as the objects bequeathed, down to contemptum] a vicesimo tertio die mensis Maii AD. m°ccc^mo sexto decimo sustinuit [etc., as in same, to optinere] nec moram trahere in eadem;

Cum igitur juxta juris instituta debeant judices in executione justitiæ sibi invicem auxilium impertire, subventioneque mutua se juvare, multo fortius vos nomine domini nostri venerabilis [etc., as in last] qui, ad defendendum jura et libertates ecclesiæ prædictæ, sicut suæ propriæ, est astrictus, deceat ad nostri juvamen de promptis auxiliis favorabilem exhibere, ad nos in hac parte fiducialiter duximus rescribendum, Vos in juris subsidium requirentes attentius et rogantes, quatinus ad reprimendum insolentiam dicti Domini Roberti, ipsum dicta sententia excommunicationis per tempus prædictum fuisse, et adhuc sic esse ligatum et etiam publicatum, velitis per viam juridicam publicare, seu facere per alios publicari, tanquam excommunicatum, et in omnibus actibus legitimis ubilibet artius evitari, donec spiritum humilitatis amplexus, beneficium absolutionis juxta juris formam meruerit optinere.

Et cum ad requisitionem nostram [etc., as in last].

Datis in Capitulo nostro tertio die mensis Martii AD. m°ccc^mo decimo septimo.

Littera testimonialis super excommunicatione.

$131\frac{7}{8}$. 8 March. Abp. Wm. Melton to all Christ's faithful.

It is expedient that the names of the excommunicated should be known so that they may be shut out from the communion of the faithful. Sir Rt. of Badingham, of our diocese, executor of Sir Jn. of Dynington, quondam Canon of Beverley, is such. Boycott him.

lxxviij. b. 2. — Universis Christi fidelibus ad quos præsentes litteræ pervenerint Willelmus permissione divina [etc.], Salutem in omnium Salvatore.

Excommunicatorum nomina expedit esse nota, ut, dum a communione fidelium excluduntur, saltem rubore suffusi, ad ecclesiæ gremium redire, cujus contempserunt censuram, et ad reconciliacionis gratiam citius inclinentur,

Cum itaque Dominus Robertus de Badingham, clericus, executor testamenti bonæ memoriæ Domini Johannis de Dynington, quondam Canonici ecclesiæ nostræ Beati Johannis Beverlacensis, parochianus noster, propter suam manifestam et multiplicatam contumaciam pariter et offensam, auctoritate nostra ordinaria, exigente justicia, sit majoris excommunicationis sententia innodatus; ipsum sic excommunicatum esse,

vobis et omnibus quorum interest, tenore præsentium nuntiamus; Universitatem vestram ob Dei et ecclesiæ honorem rogantes quatinus dictum Robertum in congregationibus, tractatibus, colloquiis et omnibus actibus legitimis, tam in judicio quam extra judicium, præterquam in permissis a jure casibus, artius evitetis, donec absolutionis beneficium in formæ juris meruerit obtinere.

In cujus rei testimonium sigillum nostrum præsentibus est appensum.

Datis apud Thorpe prope Eboracum viij Idus Martii anno gratiæ m°ccc^mo decimo septimo, et Pontificatus nostri primo.

Dated [Bisho thorpe.

Super taxatione domorum.

lxxviij. b.—lxxix. 1.—Universis quorum interest tenore præsentium elucescat, quod cum Dominus Johannes de Swina, procurator Reverendi et discreti viri Domini Rogeri de Northburgh, concanonici et confratris nostri, ac præbendæ Sancti Andreæ in ecclesia nostra præbendarii, quam immediate habuit ante eum venerabilis in Christo pater et dominus, Dominus Johannes de Sandale, (lxxix. 1) Dei gratia, Episcopus Wyntoniensis, coram nobis, Capitulo Ecclesiæ Sancti Johannis Beverlacensis, personaliter dudum comparuerit, et nomine domini sui prædicti, defectuum domorum murorum et aliarum rerum dictæ præbendæ visum, æstimationem et taxationem fieri, prout consuetudo ecclesiæ prædictæ exigit, instantius fieri postularet;

1318, 7 April. Chapter to al whom it may concern.

John of Swin proctor of Sir Roger of Nor burgh, Canor prebendary c S. Andrew's bend, late he by John of Sandal, Bish Winchester, appeared per sonally in chapter, and asked for ass ment of dila tions of the bendal house

Nos Capitulum prædictum creberrima ipsius instantia excitati, habentes insuper considerationem ad consuetudinem et statum ecclesiæ memoratæ, ejus petitionem in hac parte rationabilem esse et juri consonam attendentes Injunximus viris providis et discretis neutri parti suspectis, videlicet Dominis Cancellario, vicariis, et aliis clericis perpetuis ecclesiæ memoratæ, in virtute præstiti sacramenti, quod dictos defectus tam in domibus quam in muris et aliis rebus dictæ præbendæ viderent, estimarent canonice et taxarent: qui servatis omnibus in hoc casu de jure et consuetudine dictæ ecclesiæ observandis, omnes prædictos defectus tam in domibus, quam in muris et rebus aliis ad viginti libras sterlingorum legitime taxaverunt.

The Chancel Vicars, and c permanent cl were commis sioned for th purpose; and assessed then £20 sterling.

In cujus rei testimonium sigillum nostrum præsentibus est appensum.

Datis in Capitulo nostro septimo die mensis Aprilis anno Domini m° ccc^mo decimo octavo.

Publicatio provocationis et appellationis.
Avenel.

1318. 19 April. Dennis Avenel admitted to prebend of B. Mary in Beverley and peaceably enjoying it;

but its possession threatened by Mr. Andrew of Bridge[north]

appealed to Rome and to the protection of the Court of York, and duly certified the same to Mr. Andrew.

Hearing lately that he still goes on and

is getting the Archbishop to support him

he again appeals

In Dei nomine, Amen. Cum dudum, Ego, Dyonisius Avenel, Canonicus ecclesiæ Beati Johannis Beverlacensis, canonicatum et præbendam Beatæ Mariæ in ecclesia [etc.], cum omnibus juribus et pertinentiis suis canonice assecutus, ipsos canonicatum et præbendam juxta assecutionem hujusmodi aliquamdiu possederim pacifice et quiete, ac possideam in præsenti, cum omnibus juribus suis et pertinentiis universis; ac contra Magistrum Andream de Brugg, qui me circa eosdem canonicatum et præbendam, ipsorumque possessionem perturbare ac inquietare et molestare indebite est quampluries comminatus, timens michi per eundem Andream circa canonicatum et præbendam meos prædictos, ipsorumque possessionem, ex præmissis aliisque causis verisimilibus et probabilibus conjecturis posse præjudicium in futurum verisimiliter generari, provocaverim ad sedem apostolicam, et curiam Eboracensem pro tuitione; ne idem Magister Andreas, vel quivis alius, quavis auctoritate, per se vel alium, quicquam in mei præjudicium circa canonicatum et præbendam meos præmissos, possessionemque meam in eisdem, præjudiciale attemptet vel faciat attemptari, vel fieri per se vel alium qualitercunque procuret; ipsasque provocationes meas eidem Magistro Andreæ debite notificaverim in forma juris;

Audito nuper et intellecto, quod idem Magister Andreas, provocationibus hujusmodo meis sibi notificatis non obstantibus, me ut prius, circa canonicatum et præbendam prædictos et eorundem possessionem molestare, perturbare et inquietare indebite comminatur, et ad perturbationem molestationem et inquietationem, per se et alios in prædictis faciendas, mihi quamplurimum nititur et laborat, et eadem erga vos, reverende pater Domine Willelme Dei gratia [etc.] facere et fieri procurat quantum possit;

Ego præfatus Dyonisius, canonicus et præbendarius præbendæ prædictæ in ecclesia memorata, et eorum canonicatus

et præbendæ possessor, ac in eorundem pacifica possessione existens, timens ex hujusmodi comminationibus et nisibus, necnon aliis causis probabilibus et verisimilibus conjecturis, mihi circa præmissa præjudicium posse generari in futurum, a præmissis provocationibus meis non recedens, sed eis firmiter inhærens, et ipsas innovans, ne idem Magister Andreas vel quivis, per se vel alium, vel vos, venerande pater et domine, Domine Willelme, Dei gratia [etc.] vel quivis alius vestra vel quavis auctoritate alia, quicquam in mei præjudicium circa canonicatum et præbendam meos prædictos, vel possessionem eorundem, attemptet vel faciat, attemptetis vel faciatis, attemptari vel fieri faciatis, sedem apostolicam directe et curiam Eboracensem pro tuitione in hiis scriptis provoco et appello; et appellatos sicut de jure teneor si quis sit qui eos dare poterit instanter instantius et instantissime peto, et istam provocationem et innovationem illarum [vobis, pater] notifico Reverende; Protestans me velle, ut de jure debeo, præfato Andreæ notificare eandem, in hac vel alia forma competentiori, et eidem addere et detrahere, ut mihi de jure licet et videbitur expedire, ac in eventum gravaminis futuri appellare cum effectu.

and gives not to the Archbishop.

Facta fuit publicatio prædictarum provocationis et appellationis decimo nono die mensis Aprilis A.D. m°ccc^mo decimo octavo indictione prima.

Præsentibus, coram Domino Auditore, testibus infrascriptis; Dominis Willelmo le Blund, Rogero de Sutton, capellanis; Hugone Sprotley, Roberto de Wilghley, et Willelmo Sutton, clericis; et aliis. Quas provocationem et appellationem legit tunc Dominus Robertus de Sighilstorn, procurator dicti Magistri Dyonisii.

Littera citationis super visitatione.

lxxix. b.—[Summons for Archbishop's Visitation as before.] 1318.

19 April Chapter to N Huggate.

Acquietancia.

lxxix. b. 3.—Noverint universi quod, Nos Willelmus de Drifeld et Johannes de Eboraco, procuratores Domini Nicholai de Hugates, canonici ecclesiæ Beverlacensis, Recepimus de Domino Johanne de Risindon, camerario ecclesiæ prænotatæ, quadraginta libras sterlingorum, in sua custodia depositas 1318

28 April Wm. of Drifi and John of York, procto N. of Hugga canon, recei J. of Risindc chamberlain

£40 in his custody for dilapidations of manor of the prebend.

pro defectibus edificiorum Manerii præbendalis ipsius canonici in Beverlaco taxatis, ad reparationem dictorum edificiorum nobis traditis et liberatis.

In cujus rei testimonium sigilla nostra præsentibus sunt appensa.

Datis Beverlaci xxviij die Aprilis A.D. m°ccc^mo xviij.

Quæ quidem acquietancia est in cista anni Domini prædicti in quadam pixide, ubi aliæ acquietanciæ continentur.

Certificatio.

1318. 24 May. Chapter to Archbishop.

Have received your mandate for visitation and shall be ready for it.

lxxix. b.—Venerabili in Christo patri et domino Domino Willelmo, Dei gratia [etc.] Capitulum [etc.]. Mandatum vestrum reverendum nuper recepimus continentiæ infrascriptæ.

Willelmus permissione divina [etc.] ut supra. Hujusmodi igitur auctoritate mandati dictis die et loco coram vobis personas nostras et præsentiam filiali obedientia prætendemus facturi et recepturi prout ipsius mandati natura exigit et requirit. Ad quem diem absentes confratres nostros fecimus convocari; Et sic mandatum vestrum sumus reverenter et etiam plenarie executi Valeat dominatio vestra Reverenda per tempora prospera et feliciter successiva.

Datis in Capitulo nostro Beverlacensi, ix Kalendas Junii A.D. m°ccc^mo decimo octavo.

Willelmus permissione divina [etc.] Capitulo [etc.]

1318. 27 April. Abp. Wm. Melton to Chapter.

According to the Canons when a Cathedral or collegiate church is vacant its goods ought to be reserved for its future Bishop: But you have taken all the fruits of the portion or corrody of the Archbishop in the Minster, since the death of my predecessor, to your own use:

lxxx.—Tradunt canonica instituta, quod vacante ecclesia Cathedrali seu collegiata, omnia bona, quæ tempore vacationis perveniunt, per ipsius ecclesiæ Capitulum, seu alium administratorem legitimum, debent futuro pontifici fideliter reservari:

Vosque omnes fructus proventus et obventiones, quæ tempore mortis bonæ memoriæ Willelmi, nuper Eboracensis Archiepiscopi, immediati prædecessoris nostri, durante vacatione dictæ ecclesiæ nostræ, de portione seu corrodio ad Archiepiscopos Eboracenses, qui pro tempore fuerint, in dicta ecclesia notorie pertinente provenientes, integraliter percepistis, seu per alium vel alios percipere procurastis, Et

sic percepta nobis nullatenus reddidistis, in nostri et ecclesiæ nostræ dampnum et vestrum periculum, ut timemus;

As we are he in debt owing expenses in t Court of Rom and elsewher

Cumque nos et ecclesia nostra, tam in Curia Romana quam alibi, variis et legitimis causis, ob utilitatem et necessitatem ecclesiæ nostræ ære simus alieno graviter onerati, et nos oportet indies magna sustinere onera expensarum:

We require y restore them before Ascens Day.

Vos et vestrum singulos, tenore præsentium, sub pœnis canonicis interpellamus adtentius et monemus, quatinus omnes hujusmodi fructus, proventus et obventiones, citra festum Ascensionis Domini ad exonerationem nostram et ecclesiæ nostræ, circa quam ex debito officii tenemur instantius vigilare, nobis restituere seu liberare curetis sine moræ dispendio longiori.

Quid autem in præmissis feceritis, et circa ea duxeritis faciendum, necnon de die porrectionis præsentium vobis factæ, citra diem dominicam proximam post festum Ascensionis prædictum nos certiores reddatis per vestras patentes litteras harum seriem continentes. Valete.

Datis apud Cawod v. Kalendas Maii A.D. m°ccc^mo^xviij°, et Pontificatus nostri primo.

Dated Cawoo

Admissio Domini Johannis dicti Courtman.

1318. 25 May.

lxxx. 2.—Vicesimo quinto die mensis Maii A.D. m°ccc^mo^ decimo octavo Magister Robertus de Pikering præsentavit Capitulo Dominum Johannem dictum Courtman, presbyterum, ad cantariam quam Dominus Johannes de Hornse habuit in ccclesia ista; et admissus fuit dictus Johannes ad cantariam prædictam per Magistros Johannem de Nassington, Dionisium Avenell, Henricum de Carlton et Willelmum de Sothill, Canonicos, Capitulum facientes; et injunctum fuit Auditori Capituli per eosdem quod dicti Johannis juramentum admitteret de serviendo dictæ cantariæ et onera ejus supportando secundum ordinationem inde factam.

Mr. Rt. of Pic ing presented John called Courtman to chantry whic John of Horn held.

Dictus vero Johannes, die Ascensionis Domini proxima sequente, in Capitulo personaliter comparuit, Magistro Henrico de Carlton, Canonico, una cum dicto Auditore Capitulum facientibus, et juramentum præstitit memoratum, sicuti in ordinatione dictæ Cantariæ plenius continetur. Tenor litteræ præsentationis talis est:

Venerabili Capitulo [etc.] Robertus de Pykering Canonicus

et confrater ac præbendarius præbendæ Sancti Petri in ecclesia memorata, Salutem et fraternæ in Domino caritatis augmentum.

Ad cantariam in ecclesia prædicta vacantem, illam videlicet quam Dominus Johannes de Hornse habuit in eadem et ad meam præsentationem spectantem, Dilectum in Christo Dominum Johannem dictum Courtman de Pykering, presbyterum, vobis præsento, intuitu caritatis, rogans devote quatinus ipsum ad dictam cantariam juxta formam ordinationis inde factæ admittatis, (lxxx. b.) et ulterius faciatis quod faciendum fuerit in hac parte.

In cujus rei testimonium sigillum meum præsentibus est appensum.

Datis Eboraci xxx^mo^ die mensis Maii A.D. m°ccc^mo^xviij^vo^.

Acquietancia expensarum.

1318. 20 June. Chamberlain to Canon Hy. of Carlton. Receipt for 18s. 10½d., his share of expenses on common business from Ascension Day. 1317—1318.

lxxx. b. 2.—Universis pateat per præsentes quod ego, Johannes de Risindon, Camerarius ecclesiæ Sancti Johannis Beverlacensis, Collector et Receptor expensarum factarum circa communia negotia ecclesiæ memoratæ a festo Ascensionis dominicæ A.D. m°ccc^mo^xvij usque ad idem festum anno revoluto, Recepi de Reverendo viro Magistro Henrico de Carlton, ejusdem ecclesiæ Canonico, per manus Ricardi de Bukton, procuratoris sui, xviij solidos decem denarios quadrantem, pro portione sua dictarum expensarum ipsum de prædicto tempore contingente.

In cujus rei testimonium sigillum meum præsentibus est appensum.

Datis Beverlaci xij Kalendas Julii [etc.].

Pro excommunicato capiendo.

1318. 22 June. Provost and Chapter to Simon Ward, Sheriff of York, to arrest Rt. of Badingham, excommunicated.

lxxx. b. 3.—Nobili viro Domino Symoni Ward, Vicecomiti Eboracensi, Præpositus et Capitulum [etc.], Salutem in omnium Salvatore.

Quum Dominum Robertum de Badingham, executorem testamenti Domini Johannis de Dinington, quondam Canonici et confratris nostri, propter ejus manifestam contumaciam pariter et offensam jam diu excommunicavimus auctoritate ordinaria in hac parte, ordine juris qui de libertate et consuetudine ecclesiæ nostræ usitata et hactenus approbata requiritur in omnibus observato, ac idem Robertus in eadem

excommunicationis majoris sententia pro xl[a] dies et amplius pertinaciter perseveravit et adhuc contemptis clavibus S. matris ecclesiæ perseverat animo fortius indurato: Vestram discretionem requirimus et rogamus quatinus ad insolentiam prædicti rebellis salubriter reprimendam cum ecclesia non habeat ultra quid facere contra eum, juxta vim formam et effectum libertatum et privilegiorum nostrorum a celebris memoriæ regibus Angliæ singillatim nobis inde concessorum et in pleno comitatu vestro multotiens publicatorum, non expectato regio mandato, ipsum Robertum per vos et ballivos libertatis ecclesiæ S. Johannis prædicti secundum consuetudinem regni Angliæ capi, detineri et salvo custodiri faciatis donec nobis et præfatis ecclesiæ nostræ de excessu quare excommunicatus existit satisfecerit competenter, testimonio præsentium quas sigilli nostri munimine fecimus roborari.

Datis in Capitulo nostro xxij die mensis Junii A.D. m°ccc^mo xviij^vo.

Admissio Domini Willelmi de Melton. Procuratorium.

lxxx. b. 4.—In nomine Domini, Amen. Anno a Nativitate ejusdem millesimo trecentesimo decimo octavo, Indictione prima, die tertia mensis Martii, in præsentia mei notarii publici et testium subscriptorum ad hoc specialiter vocatorum et rogatorum, propter hoc personaliter constitutus, venerabilis vir Dominus Barnabos Mala spina, Canonicus Beverlacensis, fecit, constituit et ordinavit suum verum et legitimum procuratorem negotiorum gestorem et nuntium specialem, Thomam de Luco, clericum, et familiarem suum, ad petendum, exigendum, et recipiendum omnes fructus, redditus et proventus præbendæ S. Michaelis, quam in Beverlacensi ecclesia obtinet, a quibuscunque personis ecclesiasticis vel secularibus cujuscunque status ordinis vel conditionis existant, et de receptis finem quietationis et pactum de ulterius non petendo et ad vendendum et disponendum de ipsis fructibus sicut videbitur expedire, et in omnibus aliis causis statum suum et præbendæ prædictæ tangentibus motis vel movendis tam pro se quam contra eum et contra quascunque personas cujuscunque sint conditionis et status, coram quibuscunque judicibus ecclesiasticis vel secularibus quocunque nomine censeantur, et specialiter coram venerabili patre domino

1318/9. 3 March. Barnabas Mala Spina, Canon of Beverley to Thomas de Luco appoints him his proxy to receive the revenues of S. Michael's Prebend.

Archiepiscopo [etc.] et Capitulo Beverlacensi committens sibi administrationem et dispositionem dictæ præbendæ, et dans eidem procuratori suo plenam et liberam potestatem pro prædictis et ad ea pertinentibus agendi nomine suo ipsumque defendendi, excipiendi, replicandi, legitime contestandi, juramentum de calumpnia seu de veritate dicenda vel cujuslibet alterius generis juramentum in animam suam præstandi, ponendi, et respondendi, sententiam audiendi et si necesse fuerit appellandi. clericum, capellanum seu vicarium constituendi seu præsentandi vice sua venerabili patri Archiepiscopo seu Capitulo supradictis prout ad ipsum ratione dictæ præbendæ institutio seu præsentatio dinoscitur pertinere, Et circa hæc omnia alia faciendi quæ fuerint oportuna; aliumque procuratorem seu procuratores alios loco sui substituendi et revocandi quotiens sibi videbitur expedire; Et omnia alia et singula faciendi quæ verus et legitimus procurator facere potest et debet et quæ ipsemet facere posset si personaliter interesset; Ratum, gratum et firmum habiturus quicquid dictus procurator vel substitutus aut substituti ab eo super præmissis vel aliquo præmissorum duxerint faciendum: Promittens etiam judicatum solvi si suerit optimum.

In cujus rei testimonium præsenti Instrumento dictus Dominus Barnabos suum sigillum mandavit apponi. Actum Londonia in Hospitio habitationis Reverendi patris Domini Lucæ S. Mariæ in Vialata diaconi Cardinalis. Anno Indictione mense die et loco prædictis; pontificatus Domini Johannis divina providentia papæ xxij anno secundo. Præsentibus discretis viris Nicholao Henrici quondam de Axiis de Genesta Januensis diocœsis, Canonico Viterbio notario publico, ac Philippo Nanon, testibus ad præmissa vocatis et rogatis.

Et ego Jacobus de Hamor Leodiensis diocœsis publicus sacri Imperii auctoritate notarius prædictis omnibus et singulis una cum dictis testibus præsens interfui, hoc publicum Instrumentum inde confeci quod meo signo una cum appensione sigilli dicti Domini Barnabonis signavi rogatus.

Littera domini Archiepiscopi.

318. lxxxj. b.—Willelmus permissione divina [etc.]

Quia Dominus Willelmus de Melton, dyaconus, ad vicariam præbendæ Sancti Michælis in ecclesia nostra prædicta vacan-

tem per promotionem dilecti clerici nostri Domini Ricardi de Otringham ad ecclesiam de Kneveton nostræ Dyocœsis, per Magistrum Thomam de Luco, procuratorem Domini Barnabonis Malæspinæ, canonici et præbendarii præbendæ prædictæ, jam obtinuit præsentari; de cujus procuratoris potestate quam coram nobis exhibuit satis constat, prout, per ipsius seriem et tenorem potestis plenius intueri; Devotionem vestram requirimus et rogamus quatinus circa admissionem dicti Willelmi ad vicariam prædictam gratiose velitis exequi quod est vestrum. Valete.

Admit Wm. Melton, deac to vicarage o prebend of S. Michael.

Data apud Brandesburton ij Nonas Julii, Pontificatus nostri anno primo.

Præsentatio.

Venerabili Capitulo [etc.] Thomas de Luco, procurator venerabilis viri Domini Barnabonis Mala Spina, canonici ejusdem ecclesiæ et præbendarii præbendæ altaris S. Michaelis, Salutem et reverentiam debitam et devotam.

Thomas de I to Chapter.

4 July. As proctor o Barnabas Ma Spina presen Wm. of Melt to the same.

Ad vicariam prædictæ præbendæ vacantem, et ad præsentationem prædicti Domini Barnabonis domini mei spectantem, Dilectum michi in Christo Willelmum de Melton, diaconum, caritatis intuitu præsento, supplicans Reverendæ dominationi vestræ quatinus præfatum Willelmum admittere velitis, et eum canonice instituere in eadem; et ulterius circa eum exequi quod est vestrum.

In cujus rei testimonium sigillum meum præsentibus est appensum. Datis apud Latton in Morthing iiij Nonis Julii A.D. m°ccc^mo decimo octavo.

Admissio.

1318

Acta in Capitulo die Translationis beati Thomæ Martiris A.D. m°ccc^mo xviij^vo, præsentibus in eodem Magistro Johanne de Nassington et Johanne de Risindon Camerario, Auditore una cum vicariis Chori; Visis præmissis procuratorio littera domini Archiepiscopi et præsentatione, habitoque tractatu super idoneitate præsentati, ipso præsentato interim amoto, qui revocatus admissus fuit in seculari habitu in forma consueta, Rursus indutus habitu regulari juramentum præstitit consuetum, et installatus fuit et inductus in corporalem possessionem per Dominum Johannem de Risindon.

7 July. Admission o same to sam

Littera testimonialis de miraculo.

1318. 22 July Chapter to all sons of Mother Church.

Universis S. Matris ecclesiæ filiis ad quos pervenerit hæc scriptura, Capitulum ecclesiæ S. Johannis Beverlacensis Salutem in amplexibus Salvatoris.

Miracles wrought through the prayers of the Confessor, John of Beverley should be known that God's glory in S. John's Church may be exalted by its being more frequented.

Quum mira virtutum opera, quæ per preces et merita dicti sancti Deus omnipotens per suam invisibilem potentiam operatur, ad laudem et gloriam ipsius et honorem dicti confessoris sui gloriosi, nec non ad consolationem fidelium expedit esse nota, ut nomen Altissimi ubilibet exaltetur, et sua majestas in ejusdem Confessoris ecclesia amplioris venerationis frequentia laudetur et glorificetur a Christi fidelibus universis:

Let it be known, therefore, that Agnes of Sherburn in Elmet, a mad woman, after many days raging in the church, was on Friday after Translation of S. Benedict at the tomb of the illustrious confessor, restored to her right mind.

Devotioni vestræ sinceræ harum serie elucescat, quod Angnes de Schirburn in Elmet, latrix præsentium, quæ mentis alienationem occulto Dei judicio, notorie sustinebat; In qua alienatione permansit per multos dies in eadem ecclesia furore continuo fatigata, ut evidenter et legitime nobis constat, Ad tumbam præfati incliti Confessoris die Veneris proxima post translationem S. Benedicti Abbatis superna pietas integræ restituit sanitati.

Quocirca devotionem vestram in Domino exortamur ut in dicto suo sanctissimo Confessore laudetis Dominum qui sic eum dignatus est crebris miraculis illustrare.

In cujus rei testimonium atque fidem eidem has litteras nostras patentes concessimus gratiose. Datas Beverlaci xj Kalendas Augusti A.D. m°ccc^mo xviij^vo.

Pro quæstoribus.

1318. 25 Sept. Chapter to J. of Stork

lxxxij. 2.—[Commission as collector for fabric in diocese of York, as before.]

Regina.

1318. 8 Oct. The Queen came to Beverley, and next day to church and made her oblation a Baudekin and about 7s. same day departed. She was received in procession in silk copes.

Octavo Idus Octobris A.D. m°ccc^mo decimo octavo venit Domina Regina Beverlacum, et die sequente intravit ecclesiam et fecit oblationem suam offerendo unum Baudekin, et circiter vij^s sterlingorum. Eodem die recessit: et fuit processionaliter recepta in capis sericis.

Hotham.

Idibus Octobris Dominus Johannes de Hothom, Episcopus Eliensis et Cancellarius Angliæ, venit ad ecclesiam istam B. Johannis, et optulit pannum aureum. 1318. 15 Oct. J. of Hotham, Bp. of Ely and Chancellor of England came and gave a cloth of gold.

Admissio Domini Rogeri de Northburgh personaliter. Commissio.

lxxxij. b.—Quinto decimo die mensis Octobris A.D. m°ccc^mo xviij^o comparuit Dominus Rogerus de Northburgh, canonicus et præbendarius præbendæ S. Andreæ, in ecclesia Beati Johannis Beverlacensis in Capitulo coram Magistro Roberto de Bitham, et Domino Johanne de Risindon, Auditore ejusdem Capituli, ad ipsum Dominum Rogerum personaliter recipiendum et installandum commissariis deputatis per Magistros Robertum de Pickering et Johannem de Nassington ejusdem ecclesiæ Canonicos, sub forma et tenore quæ secuntur : 1318. 15 Oct. Admission of Rog. of Northburgh canon and prebendary of S. Andrew's prebend.

Eandem quam sibi salutem.

Super installatione personali Domini Rogeri de Northburgh si ipsum apud Beverlacum venire contingat contuli cum Domino Decano Eboracensi; unde volumus et consentimus quod Cancellarius ecclesiæ Beverlacensis et vos vel unus vestrum ipsum cum venerit vice et nomine Capituli secundum dictæ ecclesiæ consuetudinem personaliter installetis. In Domino Jesu Christo feliciter valeatis. Chapter's commission for his installation.

Quibus litteris lectis exivit Capitulum, et induit habitum suum regularem, et receptus fuit in forma quæ sequitur :

In Dei nomine, Amen. Nos Robertus de Bitham, et Johannes de Risindon, Auditor Capituli prædicti, vice auctoritate et mandato dictorum Magistrorum Roberti et Johannis, hujus ecclesiæ canonicorum, vos Dominum Rogerum de Northburgh recipimus in canonicum hujus ecclesiæ et in fratrem cum osculo, et te in spiritualibus per hunc librum, et in temporalibus per panem investimus. Form of admission as Canon and brother by kiss; and investment with the spirituals by book, and temporalities by loaf.

Quibus actis juramentum præstitit consuetum, et installatus, Installed.

fuit per Dominum Johannem de Risindon, hujus ecclesiæ Camerarium, cleri et populi in præmissis multitudine assistente.

1318. 18 Oct. The Lady Isabella, Queen and Consort of Edward, King of England, came to the church and made the King's offering, to the High Altar a cloth of gold; to the shrine a nut; to the small shrines about 13s.; to the tomb 7s. A Collect was said over her kneeling at the altar as usual over a King or Prelate received in procession, but she was not so received.

Oblatio Regis.

lxxxij. b. 2.—Die S. Lucæ Evangelistæ A.D. m°ccc^mo xviij° Domina Isabella, Regina et consors Domini Edwardi, Dei gratia, Regis Angliæ illustris intravit ecclesiam istam B. J. Beverlacensis et fecit oblationem Domini Regis prædicti, offerendo magno altari j pannum adauratum; feretro, j nuchteam; parvis feretris, circiter xiij°; tumbæ, vij°.

Et dicta fuit collecta super eam geniculantem ante altare, quæ consueta est dici super Regem vel prælatum processionaliter receptum, per Dominum Johannem de Risindon, vicarium: nec tamen fuit processionaliter recepta.

Certificatio Officiali Eboracensi.

Littera bona ad denuntiandum excommunicatum super mutuæ vicissitudinis optentu.

Non emanavit.

1318. 23 Nov. Chapter to Official of York.

We have excommunicated Wm. of Bingham, living in Skipton in Craven.

lxxxij. b. 3.—Venerandæ discretionis viro Officiali Curiæ Eboracensis, Capitulum [etc.].

Vestræ discretioni reverendæ harum serie patescat quod Nos Willelmum de Briggham manentem in Skippeton in Craven in sententias excommunicationis majoris a sanctis patribus salutarie latas, et in ecclesia prædicta quater in anno provide promulgatas in omnes qui libertatem, jura et consuetudines ecclesiæ memoratæ violant vel infringunt propter suam manifestam contumaciam pariter et offensam, auctoritate ordinaria, in hac parte justitia exigente pronuntiavimus incidisse, et ipsum dicta excommunicationis sententia involutum esse ob præmissa per totam jurisdictionem nostram fecimus publice nuntiari.

He takes no notice because he is not living in our jurisdiction.

Ac idem Willelmus, suæ salutis eternæ immemor, in elusionem clavium ecclesiæ sacrosanctæ pariter et contemptum, dictam sententiam excommunicationis per triennium et amplius sustinuit, adhuc sustinet, animo fortius [indurato], Christi fideles sua communione pestifera inficiens manifeste; audaciam in tam periculoso laqueo remanendi fortius assu-

mens, ex eo, quod nullum domicilium infra jurisdictionem nostram dicitur optinere, nec infra eandem moram trahere aliqualem.

Cum igitur, juxta juris instituta, debeant judices in executione justitiæ sibi invicem auxilium impertiri subventioneque mutua se juvare, multifortius vos, nomine domini nostri venerabilis in Christo patris Domini W. Dei gratia [etc.], qui ad defendendum jura et libertates ecclesiæ prædictas, sicut suæ propriæ, est astrictus, deceat ad nostri juvamen se promptis auxiliis favorabilem exhibere, ad vos in hac parte fiducialiter duximus rescribendum, vos in juris subsidium requirentes attentius et rogantes quatinus ad reprimendum insolentiam dicti Willelmi, ipsum dicta sententia excommunicationis per tempus prædictum fuisse et adhuc sic esse ligatum, et etiam publicatum, velitis per vestram jurisdictionem nuntiare, seu facere per alios nuntiari, et ipsum tanquam excommunicatum in omnibus actibus legitimis favorabiliter artius evitandum, donec proprium humilitatis amplexus beneficium absolutionis in forma juris mereatur optinere. Et cum ad requisitionem nostram præsens mandatum nostrum executioni feceritis demandari, super præmissis et hiis quæ feceritis in hac parte, velitis dictum dominum nostrum reddere certiorem, ut idem dominus, visis et intellectis omnibus supradictis, inde litteras suas patentes nobis valeat concedere in fidem et testimonium præmissorum.

As judges sh support each other, please publish his excommunic tion through your jurisdic

Valeat vestra discretio reverenda in Domino Jesu Christo.

Datis Beverlaci xxiij die Novembris A.D. m°ccc° xviij.

Pro excommunicato nuntiando. Briggham.

1318

lxxxiij. b. 1.—Venerabili in Christo patri ac domino suo W. Dei gratia [etc.] suum humile et devotum Capitulum [etc.].

3 Dec. Chapter to A Wm. of Brig excommunic more than a remains obd Please order to be boycot

Quia excommunicatorum nomina [etc. as on p. 348-9, *mutatis mutandis*].

Littera testimonialis de excommunicato. Briggham.

1318

Universis sanctæ matris ecclesiæ filiis ad quos præsentes litteræ pervenerint Willelmus permissione divina [etc.].

Abp. of Yorl all sons of Mother Chu

Excommunicatorum nomina expedit esse nota, ut dum a

We inform you that Wm. of Brigham, of my diocese, is excommunicate, asking you, for reverence of God and the Church, strictly to avoid him in congregations, conferences, conversations, and all acts of the law, in or out of court, until he has made satisfaction and been absolved.

communione fidelium solempnius excluduntur, rubore saltem suffusi ad gremium ecclesiæ, cujus contempserunt censuram, salubrius inclinentur.

Cum itaque Willelmus de Briggham, parochianus noster, excommunicationis sententia auctoritate nostra ordinaria canonice innodatus, et talis publice nuntiatus;

Ipsum sic excommunicatum esse vobis tenore præsentium nuntiamus rogantes, quatinus ob reverentiam Dei et ecclesiæ ipsum in congregationibus, tractatibus, colloquiis, et omnibus actibus legis, tam in judicio quam extra judicium, artius evitetis, donec, post satisfactionem congruam, absolutionis beneficium promeruerit optinere. Valete.

Datis apud Thorpe prope Eboracum, anno gratiæ m°ccc° xviij°, et Pontificatus nostri secundo.

Breve pro excommunicato capiendo. Briggham.

lxxxviij. b. 3.—Rex Vicecomiti Eboracensi, Salutem.

1318. 4 Dec. The King to Sheriff of Yorkshire.

By charters of our ancestors Kings of England confirmed and inspected by us, it is provided that all who withhold the tithes given in free alms by them or others to the Provost and clerks of Beverley, and have been excommunicated by the Provost and Chapter, should be arrested and kept, without waiting for any royal mandate according to the usual custom of the realm.

Cum inter ceteras libertates Dilectis nobis in Christo Præposito et Capitulo ecclesiæ S. Johannis Beverlacensis per cartas progenitorum nostrorum quondam Regum Angliæ et confirmationem nostram, quas inspeximus, concessas contineatur, quod omnes detentores travarum S. Johannis collatarum ab antecessoribus nostris in liberam elemosinam, vel ab aliis in usus Præpositi vel clericorum Beverlaci, qui a prædicto Præposito et Capitulo fuerunt excommunicati propter ipsarum travarum detentionem, vel propter aliquem alium excessum, ad mandatum prædicti Præpositi et Capituli, etiam non expectato alio mandato secundum consuetudinem regni nostri, a Vicecomite Eboracensi et Ballivis nostris de Eboracsira capiantur et teneantur, donec id prædictæ ecclesiæ et Præposito plenarie emendetur

Tibi præcipimus quod omnes a Præposito et Capitulo, occasione hujusmodi detentionis aut alterius excessus illati excommunicatos ad mandatum Præpositi et Capituli quotiens per ipsos fueris requisitus, non expectato alio mandato secundum consuetudinem regni nostri usitatum capi et in prisona nostra detineri facias, quousque super hujusmodi detentione aut excessu modo debito, et juxta tenorem cartarum et confirmationis nostræ prædictarum eis fuerit satisfactum.

We command you to cause and injunction all such excommunications.

Dated York.

Teste me ipso apud Eboracum iij die Decembris: anno Regis nunc duodecimo.

Hoc breve cum cera est cum Mangna [*sic*] Carta, et omnes supradictæ litteræ in hac parte fabricatæ effectum debitum sunt sortitæ.

This writ and seal is with the Great Charter. These letters had the desired effect.

Clerici chori ordinandi.

ccxv. 1.—[As above].

1319. 30 May. Orders. 5 Sub-deacons. 6 Deacons. 3 Priests.

To be Sub-deacon: Peter de Patrington, Peter de Friscomarisco, W^m^. de Cottingham, Andrew de Grimestona, and J^n^. de Gerlthorp.

To be Deacon: R^d^. of Ketby, J^n^. Marrais de Wellewyk, Seman de Withornwyk, J^n^. de Elstanwyk, J^n^. de Fridaithorpe, and Th. de Ousflet.

To be Priest: W^m^. de Otringham, J^n^. de Eske, J^n^. de Wetwang.

Conversatio.

ccxx. 2.—[Testimonial in favour of John of Eske, priest.] 1319. 19 June.

Pro excommunicato vitando.

ccxx. 3.—Universis sanctæ [etc.] Capitulum [etc.]. 1319. 16 July. Chapter to all sons of Holy Mother Church.

Quum excommunicatorum nomina expedit fore nota, ne gregem dominicum commaculent labe sua, harum vobis serie innotescat quod Dominus Robertus de Badingham, executor [etc., as on p. 358-9, to sententia] innodatus existit, et talis publice nuntiatus, et in eadem sententia excommunicationis per biennium et amplius perduravit animo fortius indurato claves ecclesiæ nequiter contemnendo;

As it is expedient that excommunicates should be known, lest they infect the Lord's flock with their own rot, know that Rt. of Badingham, etc.

Universitati igitur vestræ supplicamus attentius in Domino Jesu Christo, quatinus ipsum, sic a liminibus catholicæ ecclesiæ sequestratum, ab omni genere communionis, præter illam quæ salutem animæ suæ respicit, tam in judicio quam extra judicium, artius evitetis, donec spiritum humilitatis amplexus ad bonum obedientiæ redierit, et unitati se ecclesiæ conferens, absolutionis beneficium in forma juris meruerit optinere.

We ask you therefore earnestly in the Lord Jesus Christ to strictly cut him off, sequestered as he is from the threshold of the Catholic Church, from all kind of communion, except what his soul's health requires, till embracing the spirit of humility, he returns to obedience and merits absolution.

In cujus rei testimonium sigillum nostrum præsentibus est appensum.

Datis Beverlaci xvj die mensis Julii A.D. m°ccc^mo^ decimo nono.

Emanavit ad præceptum Magistri H. de Carlton, ut infra.

1319. 8 July. Canon H. of Carlton to Chapter's Assessor.

ccxx. 4.—Salutem quam sibi.

Please issue Chapter certificate of excommunication of R. of Badingham.

Accedit ad me nuper Johannes de la Cresemer, rogavit amore sui, quatinus, si quomodo possem litteras testimoniales Capituli nostri de sententia excommunicationis in Dominum Robertum de Badingham [etc., to offensam] lata impetrare; et quia interest et æquum est testimonium perhibere veritati, et ut dictus excommunicatus, et taliter publicatus rubore suffusus ocius ad gratiam ecclesiæ revertatur;

Vos rogo specialiter cum affectu, quatinus litteras attestantes prædictam sententiam excommunicationis in eundem Robertum latam, et quanto tempore animo indurato perseveraverit in eadem, exhibitori præsentium concedere velitis. Valeatis in Christo Jesu.

Datis apud Carlton viij° Idus Julii A.D. m°ccc° decimo nono.

Quæ littera est in sacculo scacato juxta repositorium librorum Camerarii.

Pro [jurisdictione] exemptionis.

1319. 28 July. Chapter to Wm. de Jorz of York.

ccxx. b. 1.—To assert immunity of Chapter tenants from any jurisdiction but the Chapter's, on behalf of Alice, daughter of W^m^ Clerk clerico de Garton.

Pro excommunicato capiendo.

1319. 28 July. Precept and Chapter to Simon Thrv, Sheriff of Yorkshire.

ccxx. b. 2.—To Sheriff of York to arrest the Rector of Lunesburgh excommunicated.

Testimonium.

1319. 28 July.

ccxx. b. 3.—Testimonial in favour of Simon of Houden, chaplain.

Quietus.

1319. 28 July. Bp. with Archdeacon Wells, and Chapter of Wells and Archdeacon with Abbot of Glastonbury.

ccxx. b. 4.—Memorandum quod Ricardus filius Laurentii Monachus, vicesimo septimo die mensis Septembris A.D. m°ccc° xix° apud [illegible] in ecclesia [illegible] Bathoniensis et Wellensis [illegible]

Notice to Archdeacon of Taunton to proclaim, with Abbot of Glastonbury, the absolution of Richard.

Item die mensis et anno Domini prædictis [illegible] Taunton [illegible] Glastonbury [illegible]

Nominatio ad regendum prioratum Thurgarton.

1319. 28 July.

ccxx. b. 5.—Appointment of John de Sutton, subprior [illegible] Prior of Thurgarton [illegible]

Conversatio.

ccxxj. 2.—[Testimonial in favour of R[d] of Gerlthorpe clerk]. 1319. 11 Sept.

Procuratorium Curiæ Eboracensis et alibi.

ccxxj. b. 1.—Vicesimo primo die mensis Septembris A.D. m°ccc^mo decimo nono factum fuit procuratorium Magistri Thomæ de Harpham, per annum tantum duraturum, continens omnes clausulas ut in procuratorio, ut supra, in quarto decimo folio præcedente.* 1319. 21 Sept.

Substitutio quæstoris.

ccxxj. b. 2.—[Appointment of Patrick Lili of Beverley, clerk, as his deputy collector for Deanery of Craven by John of Stork of Beverley, clerk]. 1319. 30 Oct.

Pro Obitu H. de Carlton.

ccxxj. b. 3.—Omnibus sanctæ matris ecclesiæ filiis præsentes visuris vel audituris, cœtus Vicariorum ecclesiæ beati Johannis Beverlacensis unanimis, Salutem, in eo qui est omnium vera salus. 1319. To all sons of Holy Mother Church the company of Vicars of the Minster.

Cum Reverendus et discretus vir Magister Henricus de Carleton Canonicus et Præbendarius præbendæ S. Stephani in ecclesia memorata, unum mesuagium cum edificiis suprapositis et cum omnibus aliis suis pertinentiis, in Beverlaco, jacens in longitudine a quadam via communi quæ vocatur Lortegate usque ad terram quæ quondam fuit Johannis Galun; et a quadam communi guttera quæ est inter manerium prædicti Magistri Henrici præbendale præbendæ prædictæ et prædictum mesuagium ex una parte, usque ad terram quondam Petri de Sculcotes, ex altera, pro celebratione et sustentatione anniversarii obitus sui cum exequiis mortuorum et missa pro defunctis cum nota, in choro dictæ ecclesiæ, die quo ipsum in fata decidere contigerit, annis singulis imperpetuum facienda, nobis dederit et concesserit intuitu caritatis; Mr. H. of Carlton, prebendary of S. Stephen's prebend gave us a messuage in Beverley, bounded by Lortegate and a common gutter between his prebendal mansion and the same messuage on one side and land of Peter of Sculcoates on the other, for maintenance of an anniversary on his Obit, with service and mass for the dead with music.

Concedimus et promittimus bona fide obitum ejusdem seu anniversarium, ut præmittitur, omni anno imperpetuum celebrandum; Ad quem obitum seu anniversarium post mortem dicti Magistri Henrici perpetuis temporibus faciendum obli- The Vicars agree to keep the anniversary and

* This "14th folio before" does not now exist.

That they should on default be subject to suspension and excommunication by the Chapter.

gamus nos et successores nostros et omnia bona nostra cohercioni et districtioni venerabilis Capituli beati Johannis prædicti; ita quod dictum Capitulum nos et successores nostros et omnia bona nostra, si in factione dicti obitus seu anniversarii defecerimus, aut successores nostri defecerint, quod absit, per suspensionis et excommunicationis sententias absque strepitu judiciali et sine figura justitiæ compellere possit et etiam cohercere.

In quorum omnium testimonium sigillum nostrum commune præsentibus est appensum: Hiis testibus, Ricardo de Burtona, tunc ballivo domini Archiepiscopi in Beverlaco; Ingelramo Tundu et Johanne filio ejusdem, Ricardo Roce, Radulpho Dousing et Ricardo filio ejusdem, Petro Golding, Willelmo filio ejusdem, Johanne Golding, Hugone de Killum, Willelmo de Tiktona, clerico, et aliis.

Contra Abbatem de Melsa.

1319. 28 Nov. Chapter to Official of Archdeacon of Eastriding.

cxxi. 1.—Capitulum [etc] discreto viro Officiali Archidiaconi Estriding, Salutem in auctore salutis.

Having excommunicated the Abbot, Prior, and other officers of Meaux, for non-payment of £20 judgment debt confessed.

Quum Abbatem, Priorem, Suppriorem et ceteros officiarios Monasterii de Melsa; pro eo quod legitime et peremptorie moniti de viginti libris sterlingorum, in quibus coram nobis ad instantiam Simonis de Hougate, Senescalli Præpositi Beverlacensis, juxta suam confessionem coram nobis judicialiter emissam, per præcepti sententiam extiterant legitime condempnati infra terminum ad easdem solvendas assignatum, et jamdiu elapsum, minime satisfecerunt, excommunicavimus in scriptis;

They, disciples of the devil, take no heed.

Qui sententiam hujus excommunicationis, velut diaboli discipuli, in animarum suarum periculum, Sanctæ Matris ecclesiæ contemptum, et nostrum præjudicium, non timentes, alios sua communione pestifera pariter et dampnosa inficiunt manifeste, ut iidem, dum a ceterorum arcentur communione Christianorum, et contra eos alias ad graviora proceditur, tanquam rubore suffusi, ad humilitatis gratiam et reconciliationis effectum facilius inclinentur:

Therefore publish the sentence in Nafferton and Hutton churches,

Vos mutuæ vicissitudinis optentu requirimus et rogamus, quatinus in ecclesiis de Nafferton et de Hoton et omnibus aliis ecclesiis jurisdictionis Archidiaconatus prædicti, singulis diebus dominicis et festivis, pulsatis campanis, candelis

accensis et extinctis, intra missarum solempnia, in Capitulis et in aliis locis puplicis, quando major populi multitudo aderit in eisdem, illos sic excommunicatos esse puplice et solempniter nuntietis seu faciatis per alios nuntiari; Inhibentes Christi fidelibus sub pœna excommunicationis majoris, ne cum eis, præterquam in casibus a jure permissis, communicent quoquomodo, donec absolutionis beneficium in forma juris meruerint optinere. and cause them to be boycotted.

Datis Beverlaci iiij Kalendas Decembris A.D. m° ccc^mo xix°.

Contra Abbatem de Melsa.

1319. 28 Nov. Chapter to Archbishop's Sequestrator in the East Riding.

ccxxij. 2.—Capitulum [etc.] discreto viro Venerabilis patris domini Eboracensis Archiepiscopi [etc.] in Archidiaconatu Estriding Sequæstratori, Salutem in auctore salutis.

Qnum Abbatem, Priorem, suppriorem et ceteros officiarios Monasterii de Melsa propter suam multiplicatam et notoriam contumaciam pariter et offensam ad instantiam Simonis de Hugate, Senescalli Præpositi Beverlacensis, coram nobis contractam excommunicavimus justitia exigente, The Abbot, etc., of Meaux, being excommunicated at instance of Simon Huggate, the Provost's steward,

Vos mutuæ vicissitudinis optentu requirimus et rogamus, quatinus per fructuum beneficiorum ecclesiasticorum eorundem infra jurisdictionem dicti Archidiaconi existentium, artissimam sequæstrationem (potissime, cum fructus ecclesiastici illis nimirum sint merito subtrahendi, quibus ecclesiastica communio denegatur) eosdem cohercere velitis; et aliis viis et modis, quibus videritis expedire, ut ad humilitatis salubris gratiam et debitæ reconciliationis affectum, devotius et citius inclinentur. sequestrate their church revenues in the Archdeaconry, as such are properly taken from those to whom church communion is denied.

Datis Beverlaci iiij Kalendas Decembris A.D. m°ccc^mo xix°.

Clerici chori ordinandi ad Sitientes.

$1319\frac{9}{20}$. 14 March. Chapter to Abp. Wm. (Melton).

ccxxij. 3.—Venerabili in Christo patri et domino, Domino Willelmo, Dei gratia [etc.] Capitulum [etc.].

Clericos chori nostri bene, laudabiliter et honeste diutius in ecclesia vestra prædicta conversatos per nos examinatos et etiam approbatos; videlicet, Willelmum Vavusure de Eske ad ordinem acolitatus; Thomam de Preston ad ordinem subdiaconatus; Petrum de Frismarisco, Willelmum de Cottingham, Robertum de Wilgby, Johannem de Gerlthorp et Andream Sending for ordination as acolyte, 1; subdeacon, 1; deacon, 5; priest, 6.

de Grimston ad ordinem diaconatus; Johannem de Fridaithorp, Johannem de Elstanwyk, Johannem Marrais de Wellewyk et Willelmum Lulleman de Beverlaco ad ordinem presbiteratus, Vobis mittimus ordinandos;

Paternitati vestræ attentius supplicantes, quatinus eosdem clericos ad ordines prælibatos in instantibus vestris ordinibus celebrandis, sacrarum vestrarum manuum impositione dignemini promovere. Ad regimen ecclesiæ suæ sanctæ Altissimus vos conservet per tempora prospera et feliciter successiva.

Datis Beverlaci in Capitulo vestro xiiij die mensis Martii A.D. m°ccc°x°ix°.

Conversatio.

$13\frac{19}{20}$. 24 March. [Memorandum that testimonials issued in favour of J. of Fridaithorpe, and J. of Elstanwyk, chaplain, and J. Marrays of Wellewyk.]

1320. 26 March. Memo. 7 of them ought not to have been ordained till Whitsuntide, but were ordained by special favour to save expense. Memorandum quod Petrus de Frismarisco, Willelmus de Cottingham, Johannes de Gerlthorp et Andreas de Grimston, Johannes de Fridaithorp, Johannes de Elstanwyk, Johannes Marrais de Wellewyk fuerunt tunc ordinati, ex gratia Domini, ut eorum parceretur laboribus et expensis: qui alias non fuissent ordinati ante festum Pentecostes.

Pro Rectore ecclesiæ de Lekingfeld.

1319. 24 May. Abp. Wm. (Melton) to Official of York, appointing him Special Commissioner, as to article found at visitation of Provostry against parishioners of Leconfield. ccxxij. b. 1.—Willelmus permissione divina [etc.] Dilecto filio Officiali nostro Eboracensi, Salutem, gratiam et benedictionem.

De vestra industria confidentes ad cognoscendum, procedendum, diffiniendum, statuendum, pronuntiandum et exequendum in negotio coram Magistro Ricardo de Melton et Ricardo de Grimeston, nostris ad corrigenda comperta visitationis nostræ, quam nuper exercuimus in jurisdictione præposituræ Beverlacensis, Commissariis, contra parochianos ecclesiæ de Lekingfeld super articulo infrascripto ex officio inchoato et aliquamdiu agitato:

Vobis vices nostras committimus cum cohercionis canonicæ potestate, Mandantes, quatinus servato processu hactenus inde habito ad decisionem dicti negotii, servato juris ordine, procedatis, et quod justum fuerit decernatis.

The Article. Dictus enim Articulus talis est:

They have not paid tithe of hay Parochiani ecclesiæ de Lekingfeld non solvunt decimam

feni sui infra dictam parochiam crescentis, nec fecerunt a tempore Ricardi de Percy defuncti, in animarum suarum periculum, dictæque ecclesiæ præjudicium, ac Rectoris ejusdem dampnum [non] modicum et gravamen. since the tim Richard of P deceased.

In cujus rei testimonium sigillum nostrum præsentibus est appensum. Datis apud Thorpe ix Kalendas Junii anno gratiæ m°ccc^mo^xix° et Pontificatus nostri secundo.

Officialis curiæ Eboracensis Venerabilis Patris Domini W. Dei gratia [etc.] ad infrascripta commissarius specialis, Discreto viro Officiali præposituræ Beverlacensis, seu ejus commissario generali, Salutem in omnium salvatore. 18 June Official of Y to Official of Provostry, o General Com missary.

Mandatum dicti venerabilis patris recepimus in hæc verba, Willelmus etc. ut supra.

Hujus auctoritate mandati Vobis injungimus et mandamus quatinus citetis peremptorie præfatos parochianos de Lekinfeld, videlicet, Willelmum Bridok, Philippum Aggelion, Johannem filium Helwisiæ, Willelmum filium Henrici, Johannem filium Ricardi, Willelmum Kembedheued, Henricum filium Walteri et Simonem Attepersons, secundum quod præmissi in dicto articulo plenius continentur; quod compareant coram nobis in ecclesia beati Johannis Beverlacensis, die Jovis proxima ante festum Nativitatis Sancti Johannis Baptistæ, super præmissis secundum formam retroactorum coram Magistris Ricardo de Melton et Ricardo de Grimeston, correctoribus super hujusmodi compertis in dicta præpositura per dicti patris Commissarios specialiter deputatis hactenus habitorum, processuri, facturi, ulteriusque recepturi quod jure fuerit et consonum rationi;

Denuntiantes eisdem parochianis quod sive venerint sive non quatenus jura permittunt in hoc casu in dicto negotio procedetur.

Et ad probationem citationis sic factæ remittatis nobis, ad dictos diem et locum, præsentes sigillo vestro pendente signatas.

Datas Beverlaci xiiij Kalendas Julii A.D. m°ccc^mo^xix°.

Articulus compertus in visitatione domini nostri Domini Archiepiscopi Eboracensis facta in ecclesia de Northburton, die Mercurii, videlicet xxiiij^to^ die mensis Maii, anno gratiæ m°ccc^mo^xviij, et pontificatus Domini W. de Melton primo. Article foun Archbishop's visitation in church of Cherry Burt 24 May, 1318

Lekinfeld.

Leconfield. 8 parishioners do not pay tithes of hay.

Parochiani ecclesiæ de Lekinfeld, videlicet, Willelmus Bridok, Philippus Aggelion, Johannes filius Helwisiæ, Willelmus filius Henrici, Johannes filius Ricardi, Willelmus Kembedheued, Henricus filius Walteri, Simon atteparsons, non solvunt decimam feni, casii et butiri, nec fecerunt a tempore Ricardi de Percy: comparuerunt [coram] correctoribus, et allegabant quod Dominus de Percy super hoc est privilegiatus; et præfixus est eis dies proximus juridicus post instans festum S. Martini Episcopi ad ostendendum quicquid pro se habeant, quare ad solutionem dictæ decimæ compelli non debent, præcise et peremptorie, coram Domino Archiepiscopo ubicunque fuerit in sua diocœsi.

alleging that the Lord of Percy is privileged in this respect.

Next law day after 11 Nov. is assigned for them to show cause.

1319. 21 June. They appear before the Official in the Minster and say they never paid.

xj Kalendas Julii A.D. m°ccc^mo^ xix° comparentes personaliter coram nobis, Officiali domini W. Dei gratia [etc.], commissario ad infrascripta speciali, in ecclesia beati Johannis Beverlacensis, Philippus Aggelion, Johannes filius Helwisiæ, Willelmus filius Henrici, Henricus filius Walteri, Simon atteparsons, Allegaverunt hujusmodi decimam feni nunquam solvisse; præfiximus gratiose eisdem diem Veneris proximum sequentem ad faciendum quod jus dictaverit, expectantes absentes usque ad eundem diem.

Adjournment to Friday next.

Further adjournment to next day.

Quo die omnes comparuerunt præter Johannem filium Ricardi excusatum propter infirmitatem personaliter comparentibus coram nobis in ecclesia prædicta beati Johannis præfiximus eisdem gratiose diem proximum sequentem ad idem faciendum quod prius, expectantem dictum Johannem filium Ricardi usque ad eundem diem.

When they confessed they had subtracted the tithe without reasonable cause.

Quo die, dictis parochianis de Lekinfeld coram nobis in prædicta ecclesia beati Johannis Beverlacensis personaliter comparentibus, nihil canonicum pro se allegantibus seu proponentibus, quare ad solutionem decimæ feni prædicti compelli non debeant in forma juris, licet ad proponendum et ostendendum si quid pro se habeant sufficientem terminum alias habuissent, diutiusque expectati, nichilominus iidem parochiani coram nobis judicialiter confessi fuerunt hujusmodi decimam feni ecclesiæ de Lekinfeld et Rectori ejusdem absque causa rationabili subtraxisse, ac non per modica tempora omnia non solvisse.

Considerantes diurnitatem temporis in hoc casu peccatum non minuere set augere, Ideo vos Willelmum Bridok, Philippum Agglion, Johannem filium Helwisiæ, Willelmum filium Henrici, Willelmum Kembedheved, Henricum filium Walteri, Simonem atteparsons in prædictam decimam feni prædictæ ecclesiæ de Lekinfeld et Rectori ejusdem qui pro tempore fuerit, perpetuo solvendam sententialiter et diffinitive condempnamus in hiis scriptis.

ccxxij. 1.—Universis [etc.] Capitulum [etc.] [appointing Mr. Thomas Harpham, clerk, their proctor.] 1319/20. 16 Feb.

Copia processus super decima feni ecclesiæ de Lekingfeld.

1320.

ccxxiij. 2.—Universis Christi fidelibus ad quos præsentes litteræ pervenerint, Officialis Curiæ Eboracensis Venerabilis patris Domini Willelmi, Dei gratia [etc.], inter partes infrascriptas, commissarius specialis, Salutem in amplexibus Salvatoris. 21 March. Official of Co of York, Spe Commissary Abp. of York recites previ documents i case between

Noverit universitas vestra nos quandam commissionem per eundem patrem nobis factam recepisse, tenorem qui sequitur continentem.

Willelmus permissione, ut supra in primo folio præcedente.

Hujusmodi igitur auctoritate prædictos parochianos ecclesiæ de Lekingfeld, videlicet, Willelmum Bridok, Philippum Aglion, Johannem filium Helwisiæ, Willelmum filium Henrici, Johannem filium Ricardi, Willelmum Kembedheved, Henricum filium Walteri, ac Symonem atteparsons, ad diem Jovis proximum ante festum Nativitatis S. Johannis Baptistæ proximo præteritum, in ecclesia beati Johannis Beverlacensis coram nobis judicialiter fecimus evocari, prout per certificatorium dictæ citationis nostræ nobis dilucide apparebat, cujus citationis et certificatorii tenor talis est:

Officialis etc. ut supra in præcedente folio.

Quo die Jovis Domino Ricardo Botemonde, Rectore ecclesiæ de Lekingfeld antedictæ parte [actrice], ex parte una, ac Philippo Aglion, Johanne filio Helwis', Willelmo filio Henrici, Henrico filio Walteri, ac Simone atteparsons partibus reis, ex altera, coram Nobis loco quo prius personaliter comparentibus, Willelmo Bridok, Johanne filio Ricardi ac Willelmo Richard Botemounde, Rec of Leconfield plaintiff, and Philip Aglion etc., defendan

Kembedheved nullo modo comparentibus, ex consensu partium comparentium, dictum diem Jovis usque in diem Veneris proximo sequentem omnibus in eodem statu remanentibus prorogavimus, expectantes absentes, usque ad eundem diem.

Quo die Veneris prædicto, Johanne filio Ricardi nullo modo comparente, et propter infirmitatem ipsius legitime excusato, prædicto Domino Ricardo et omnibus aliis supradictis personaliter coram nobis, loco quo prius, comparentibus, ex consensu partium prorogavimus eundem diem Veneris usque ad diem Sabbati proximo sequentem.

ishioners they had , and are to pay for ure.

Quo die Sabbati, dicto Johanne filio Ricardi nullo modo comparente, et ex causa prædicta legitime excusato, præfato Domino Ricardo et omnibus aliis superius nominatis coram nobis, loco quo prius personaliter comparentibus, dictoque Domino Ricardo petente prædictos parochianos suos ibidem præsentes in veram et justam decimam feni sui infra parochiam suam crescentis, sibi et ecclesiæ suæ sententialiter et diffinitive condempnari; dictisque parochianis nichil canonicum pro se proponentibus, quare ad solutionem decimæ feni prænotati compelli non debeant in forma juris, licet ad proponendum et ostendendum, si quid pro se in hac parte haberent, vocati fuissent, diutiusque expectati, sufficientes terminos alias habuissent.

Tandem iidem parochiani hujusmodi decimam feni ecclesiæ de Lekingfeld et Rectori ejusdem absque causa rationabili ostensa, vel proposita subtraxisse coram nobis judicialiter sunt confessi, Ideo ipsos Willelmum Bridok, Philippum Aglion, Johannem filium Helwis', Willelmum filium Henrici, Willelmum Kembedheued, Henricum filium Walteri ac Simonem atteparsons, eorum confessionem sequentes, in veram et justam decimam feni ecclesiæ de Lekingfeld antedictæ et Rectori ejusdem qui pro tempore fuerit perpetuis temporibus persolvendam, sententialiter et diffinitive condempnavimus, justitia exigente.

In quorum omnium testimonium sigillum nostrum præsentibus est appensum. Datis Beverlaci quinto Kalendas Aprilis A.D. m°ccc^mo xx^mo.

Acquietancia quæstoris.

320. April. ccxxij. b. 2.—Universis pateat per præsentes, quod Nos,

Johannes de Swyna et Johannes de Hornse, Custodes operis ecclesiæ S. Johannis Beverlacensis, audivimus compotum Ricardi filii Laurentii Monechaunt, quæstoris dictæ ecclesiæ in civitate et diocesi Lincolniensi de toto tempore quo officium quæstoris nomine præfatæ ecclesiæ in eisdem civitate et Diocesi usque ad præsentem diem exercuit; J. of Swine and J. of Hornsea, Keepers of the Works, release Rd., son of Laurence Moanchant), collector for Lincoln.

Quo audito et reddito, allocatisque de jure allocandis, quia invenimus dictum Ricardum dictum officium fideliter exercuisse, et de bonis eidem ecclesiæ in eisdem civitate et diocesi pia fidelium devotione datis et etiam assignatis fideliter respondisse, ipsum ab omnium onere compoti usque ad præsentem diem, quatenus ad nos attinet, absolvimus et quietum dimittimus per præsentes.

Et quia sigilla nostra plerisque sunt incognita sigillum venerabilis Capituli ecclesiæ prædictæ procuravimus hiis appendi in testimonium præmissorum.

Datis Beverlaci viij° die mensis Aprilis A.D. m°ccc^mo xx^mo.

Litteræ privatæ pro quæstu.

ccxxiij. b.—Venerandæ discretionis viro Magistro Johanni de Haringtona, officiali Lincolniensi, vacante sede ejusdem, Capitulum [etc.], Salutem [etc.]. 1320. 8 April. Chapter to Mr. J. of Barington, official of Lincoln *sede vacante*, to ask leave to collect for Minster in Lincoln diocese.

Quum Ricardum filium Laurentii Monechaunt [etc. as above, dated 8 April].

Venerandæ [etc. as in last] Magistro Adæ de Hasilbeche officiali Domini Archidiaconi Lincolniensis. Capitulum [etc. as in last]. The like to Mr. Adam of Hazlebeach, official of Archdeacon, for Archdeaconry of Lincoln.

Procuratoria quæstorum.

ccxxiiij. 2.—viij° die mensis Aprilis A.D. m°ccc^mo vicesimo factum fuit procuratorium Ricardo filio Laurentii Monechaunt super quæstu in civitate et dioccesi Lincolniensi usque ad instans festum S. Michaelis duraturum. Appointment of Rd. Moanchant collector for city and diocese of Lincoln to Michaelmas.

Eodem die factum fuit eidem Ricardo et Johanni de Claworth procuratorium, conjunctim et divisim, et cuilibet eorum in solidum usque ad instans festum S. Michaelis duraturum super dicto quæstu in civitate et dioccesi Lincolniensi. The like to him and J. Clayworth jointly and severally.

Clerici chori ordinati

1320. 29 Sept. Clerks ordained: to Subdeacon, 1; to Deacon, 3; to Priest, 4.

Ad festum S. Michaelis A.D. m°ccc^mo vicesimo; videlicet,
Walterus Kirby de Beverlaco ad ordinem subdiaconatus;
Thomas de Prestona, Robertus Reyner de Beverlaco ad ordinem diaconatus;
Thomas de Ousflete, Andreas de Grimstona,
Johannes de Gerlthorpe, ad ordinem presbiteratus.

3 of those ordained Priests were so by special licence of Dennis Avenel, having only been half a year in their deacon's orders.

Memorandum, quod Thomas de Prestona, Andreas de Grimstona et Johannes de Gerlthorpe fuerunt missi ad ordines, et ordinati, ex gratia et licentia Magistri Dionisii Avenell, qui non steterint in ordinibus suis nisi per dimidium anni.

Super Convocatione.

1320. 12 April. Summons for Convocation of Canons for Monday after S. John of Beverley's day in May (12 May).

lxxxviij.—Duodecimo die mensis Aprilis anno supradicto Emanavit citatio super convocatione celebranda die Lunæ proxima post festum S. Johannis in Maio, videlicet, tribus Canonicis, Dominis Rogero de Northburgh, Barnaboni Malæ spinæ et Nicholao de Hugate in forma proxima infrascripta.

Capitulum [etc.] Discreto viro Domino Rogero de Northburgh, concanonico et confratri nostro, Salutem et fraternam in Domino caritatem.

Urgentibus arduissimis negotiis, nos ecclesiam nostram statumque ejusdem intime tangentibus, quæ sine vestra præsentia personali non poterunt utiliter expediri, vobis mandamus tenore præsentium nichilominus vos citando quatinus compareatis in Capitulo die Lunæ proxima post instans festum Ascensionis dominicæ, ceteris privatis negotiis prætermissis, nobiscum super eisdem personaliter tractaturi et ulterius facturi quod communi judicio videbitur faciendum.

Quod si dictis die et loco una nobiscum canonice præpediti non possitis personaliter interesse, aliquem de Capitulo nostro, quem duxeritis eligendum, qui velit personaliter interesse vestrum constituatis procuratorem; Dantes eidem generalem potestatem et mandatum speciale nomine vestro nobiscum tractandi super omnibus et singulis super quibus tunc fuerimus tractaturi; ac etiam consentiendi statutis seu ordinationibus quibuscunque, quæ in eadem convocatione super statu nostro ecclesiæque nostræ fuerint statuenda vel etiam ordinanda; et omnia alia faciendi et expediendi, cum con-

tinuatione et prorogatione dierum, quæ in hujusmodi negotiis necessariæ fuerint vel etiam oportunæ, etiam si mandatum exigant speciale. Valeat vestra fraternitas in filio virginis gloriosæ.

Datis Beverlaci xj die mensis Aprilis A.D. m°ccc^mo^xx^mo^.

Et aliis tribus Canonicis, videlicet, Magistris Roberto de Pikering, Johanne de Nassington et Dionisio Avenel, emanavit citatio in forma infrascripta.

Capitulum [etc.] Discreto viro Magistro Roberto de Pikeryng, concanonico et confratri nostro, Salutem, et fraternam in Domino caritatem.

[In same form, but stopping at videbitur faciendum.]

Super præmissis nulla fuit facta citatio Domino Willelmo de Sothill, canonico et præbendario præbendæ Katerinæ. Magister Henricus de Carlton, canonicus et præbendarius præbendæ S. Stephani præmissis præsens fuit et eisdem auctorizavit de mandato et consensu Magistrorum Roberti de Pikering, Johannis de Nassington et Dionisii Avenel Canonicorum; in cujus præsentia litteræ citationum super præmissis fuerunt consignatæ.

Convocatio.

1320. Convocation May 12.

xiiij. b. 2.—Acta in convocatione celebrata die Lunæ post festum depositionis Sancti Johannis Beverlacensis, A.D. m°ccc^mo^ vicesimo, præsentibus in eadem Magistris Roberto de Pykering, Henrico de Carleton, Johanne de Nassington, et Dionisio Avenell pro se et pro Dominis Rogero de Northburgh, Nicholao de Hugat, et Barnabone de Mala spina extra regnum agente, Canonicis; octavo nec præsente nec vocato.

The eighth Canon not present or summoned.

In primis, habito tractatu super quibusdam secretis præbendas ipsorum septem contingentibus, subsequenter ordinaverunt et statuerunt:

After private business concerning the prebends, it ordered:

De Clericis secundæ formæ.

Quod clerici secundæ formæ non stent in choro ultra triennium, nisi aliquis eorum inveniatur utilis et idoneus pro ipso choro, et de stando ulterius a Canonicis optinuerit licentiam seu graciam specialem; et quod nullus clericus admittetur, nisi inventus fuerit idoneus scientia, moribus et ætate. Et si aliquis minus idoneus admissus fuerit, quod in adventu Canonicorum vel Canonici amoveatur, et alius substituetur loco sui.

Clerks of the second form to remain be 3 years, exce special leave the Canons: to be admitt unless found learning, mo and age.

Any admitte unfit to be re moved by Ca

De pulsatione.

Fifth peal not to begin before entry of Canons, nor to stop till all in.

Item ordinaverunt et statuerunt quod quinta pulsatio ad vesperas et ad matutinas ante ingressum canonicorum in chorum non incipiatur, et quod ab ipsa donec omnes ingressi fuerint non cessetur.

De pueris choristis.

There are to be no more than 8 choristers, and 2 incense bearers.

Item ordinaverunt et statuerunt, quod sint octo pueri gestantes habitum in choro, idonei ad canendum et faciendum officium choristarum, et non plures, præter duos Turribularios, et si plures inventi fuerint amoveantur: Nec de cætero plures quam octo admittantur, cum duobus Turribulariis.

De clericis admittendis.

No clerk to be admitted to wear the habit in choir, unless lawfully presented to a stall, except the Sacrist's clerks and 2 clerks at the altar of the glorious Virgin.

Item ordinaverunt et statuerunt quod nullus clericus ad gestandum habitum in choro decetero admittatur nisi ad stallum legitime præsentetur, exceptis clericis sacristæ et duobus clericis deservientibus altare virginis gloriosæ.

Conversatio.

1320. 20 May. Testimonial for W. of Bitham, same form as South's.

ccxxiiij. 4.—Vicesimo die mensis Maii A.D. m°ccc^mo vicesimo Dominus Willelmus de Bitham habuit litteram conversationis suæ, sub eo tenore, quo Dominus Johannes dictus South habuit, ut patet in xvij folio præcedente.

Admissio Domini Johannis de Harpham.

1320. 28 May. Sir J. of Harpham presented letters of collation from Abp. to the vicarage of his prebend in the Minster.

lxxxviij. 2. — Quinto Kalendas Junii A.D. supradicto Dominus Johannes de Harpham, presbiter, præsentavit nobis Auditori vices Capituli [etc.] gerenti in omnibus negotiis spiritualibus et in admissione vicariorum clericorum et aliorum ministrorum ecclesiæ memoratæ, litteras venerabilis patris et domini Domini Willelmi Dei gratia [etc.] continentiæ infrascriptæ.

Willelmus permissione divina [etc.], Dilectis filiis Capitulo [etc.], Salutem gratiam et benedictionem.

Quia Domino Johanni de Harpham, presbitero, inter vos diutius conversato, cui super vitæ honestate et moribus laudabile testimonium perhibetur, vicariam nostram in vestra Beverlacensi ecclesia, cui, ut accepimus, cura non imminet animarum, contulimus intuitu caritatis, ipsum vicarium nostrum deputavimus in eadem:

Vobis mandamus quatinus ipsum Johannem ad vicariam prædictam admittentes circa personam ejusdem ulterius exequamini quod est vestrum. Valete.

Datis apud Scroby viij Kalendas Junii anno gratiæ m° ccc^mo xx^mo, Et Pontificatus nostri tertio.

Quibus lectis habitoque tractatu cum vicariis præsentibus, et aliis amotis, de ydonietate præsentati, ipsum præsentatum revocavimus, et cum nobis de ydonietate sufficienter constaret, ipsum in forma admisimus consueta: qui inductus habitu regulari juramentum præstitit consuetum; cui per Dominos Thomam de Grimesby et Willelmum de Melton, vicarios, stallum in choro et loca in refectorio et dormitorio fecimus assignari.

Absolutio garcionis Johannis le Porter.

lxxxviij. b. 2.—Pridie Kalendas Junii A.D. supradicto, Willelmus de Colleburn, dudum garcio Johannis de Porter, comparuit coram Capitulo, et a sententia excommunicationis qua extitit involutus, ex eo quod in Johannem Cesse injecit manus temere violentas, infra cimiterium hujus ecclesiæ usque ad sanguinis effusionem, humiliter petiit se absolvi; 1320. 31 May. Wm. of Colburn, late boy* of J. le Porter, asked absolution for pollution of churchyard by violent assault on J. Cesse.

Qui cum nichil haberet tunc ad satisfaciendum ecclesiæ, videlicet pro conciliatione cimiterii quod polluit, præfato juramento de stando mandatis ecclesiæ, juravit similiter: tactis sacrosantis evangeliis quod quamcito ad pinguiorem fortunam evenerit eidem ecclesiæ pro reconciliatione satisfaciet; et per particulas solvet camerario ejusdem ecclesiæ pro xij denariis et pro ijs, prout poterit ex suo opere adipisci, donec fuerit pro reconciliatione cimiterii, per ipsum polluti, plenarie satisfactum. Having nothing wherewith to pay the fees for reconciliation of the churchyard, he swore on the gospels that when he came to fatter fortune he would pay 3s. by instalments.

Quibus actis in forma juris fuit absolutus.

[*Absolution for damage to a prebendal house.*]

lxxxviij. b. 3.—Universis pateat per præsentes quod Nos Capitulum [etc.] Dilectos nobis in Christo Dominos Johannem de Pykering et Ricardum de Drax, Capellanos, præsentium exhibitores, a sententia excommunicationis majoris lata quater Letters Patent of Chapter.

J. of Pickering and Rd. of Drax, chaplains, have been absolved from excom-

* The word boy is used as in post-boy, with no reference to age. A quaint picture of a truculent personage with a slight beard, holding a drawn sword with big basket hilt, is sketched in the margin.

Monition for breaking into the prebendal mansion of Mr. Dennis Avenel.

in anno in ecclesia memorata in omnes libertatem ejusdem temere violantes, qua extiterant involuti, ex eo quod manerium præbendale dilecti nobis in Christo Magistri Dionisii Avenell, concanonici et confratris nostri, contra voluntatem ipsius, et suorum ausu temerario, intraverunt; et eidem quasdam injurias et dispendia infra idem manerium intulerunt: quantum ad nos attinet absolvimus in forma juris.

In cujus rei testimonium sigillum nostrum præsentibus est appensum.

Substitutio quæstoris.

1320. 3 July. J. of Stork appoints J. of Roscliffe his deputy collector for Nottingham Archdeaconry

ccxxiiij. 5.—Tertio die mensis Julii A.D. m°ccc^mo^xx^mo^. Johannes de Stork de Beverlaco, clericus, substituit Johannem de Rouclif procuratorem suum in Archidiaconatu Notyngham, sub tenore substitutionis in tertio folio præcedente scriptæ, cum illa clausula, videlicet, præsentibus post instans festum S. Michaelis minime valituris.

Præsentatio Magistri Scolarum.

1320. 25 July. Rt. of Laneham, Chancellor of Minster to Chapter.

Presentation of Mr. Geoffrey of Whitby, clerk, to Beverley Grammar School to teach for three years.

lxxxviij. b. 4.—Viris venerabilibus et discretis Dominis Capitulo Ecclesiæ Sancti Johannis Beverlaci Robertus de Lanham, Cancellarius in ecclesia memorata, Salutem, obedientiam, reverentiam et honorem.

Ad scolas grammaticales Beverlaci vacantes, et ad meam præsentationem spectantes, ad triennium * regendas, Dilectum mihi in Christo, Magistrum Galfridum de Whiteby, clericum, exhibitorem præsentium vobis præsento,

Rogans attentius quatinus velitis ipsum ad scolas regendas admittere antedictas, et ulterius facere et exequi circa eum, quod de consuetudine dictæ ecclesiæ in hujusmodi casu fieri consuevit. In Domino Ihesu Christo feliciter valeatis.

In cujus rei testimonium præsentibus sigillum meum est appositum.

Datis Beverlaci die Veneris in festo Sancti Jacobi Apostoli, anno Domini millesimo ccc^mo^ vicesimo.

* In fact he held for 15 years: see post, Sunday before 15 August, 1335, admission of Master William of Bredon of Beverley as schoolmaster, on presentation of Henry Bassett, chancellor, vacant by death of Geoffrey de Whiteby.

Littera dimissoria.

ccxxiiij. b. 3. — Johannes permissione divina Episcopus Eliensis, Dilecto nobis in Christo Galfrido de Triplowe nostræ dioccesis acolito, Salutem [etc.].

Datis apud Balsham Idus Augusti A.D. m°ccc^mo vicesimo. 1320. 13 Aug. John [Hocham] Bishop of Ely to Geoffrey of Triplow, acolyte. Leave to be ordained in another diocese.

Idem Galfridus ostendit nobis titulum trium messuagiorum in Cantabrigia valentium per annum xl^s. Title shown to 3 messuages in Cambridge, worth 40s. a year.

Reconciliatio.

lxxxviij. b. 5.—Sexto Kalendas Septembris anno supradicto, Reconciliatum fuit cimiterium per venerabilem patrem in Christo et dominum Dominum Willelmum de Melton, Archiepiscopum [etc.] quod fuit pollutum per Willelmum de Colleburn, garcionem Johannis le Porter de Keldegat tempore pollutionis hujusmodi, ante et post, et per ipsum Johannem ratihabitione, ut a multis asserebatur; 1320. 27 Aug. Reconciliation of the churchyard by Abp. Wm. Melton, after pollution by Wm. of Colburn, boy of J. le Porter of Keldgate.

Et soluta fuit eodem die per Dominum Johannem de Risindon tunc Camerarium ministris dicti patris infrascriptis pecunia infrascripta; videlicet, clericis capellæ suæ dimidiam marcam; Marescallo ipsius, dimidiam marcam; clerico custodi capellæ, ij^s; clericis sacristæ portantibus aquam et providentibus de vasis necessariis ad præmissa, xij^d. Fees: chapel clerks, ½ mark; Marshal, ½ mark; Chapel warden, 2s.; Sacrist's clerks for water-carrying and necessary vessels, 1s.

Pro quæstore.

ccxxiiij. 8.—Memorandum quod Nono Kalendas Octobris A.D. m°ccc^moxx^mo, factum fuit procuratorium Johanni de Stork super quæstu in civitatibus et diocesibus Eboracensi, Dunelmensi, et Karliolensi, cum illa clausula; præsentibus post festum Sancti Michaelis A.D. m°ccc^moxxj minime valituris. 1320. 23 Sept. J. of Stork, collector for Dioceses of York, Durham, and Carlisle.

Clerici chori ordinati.

ccxxiiij. 7.—Ad festum S. Michaelis A.D. m°ccc^mo vicesimo, viz.: 1320. 29 Sept. Orders. 1 Subdeacon. 2 Deacons. 3 Priests.

Subdeacon: Walterus Virby de Beverlaco.

Deacon: Th. de Prestona, Rt. Reyner de Beverlaco.

Priest: Th. de Ousflete, Andrew de Grimstona, and J. de Gerlthorpe.

Memorandum quod Thomas de Prestona, Andreas de Grimstona et Johannes de Gerlthorpe fuerunt missi ad ordines et

ordinati ex gratia et licentia Magistri Dionisi Avenell; qui non steterunt in ordinibus suis nisi per dimidium anni.

Conversatio.

30 Sept. Testimonials for 3 chaplains, with oath never to ask the Chapter for a benefice, because of the Canon Law.

ccxxiiij. 9.—Pridie Kalendas Octobris A.D. m°ccc^mo^xxv° Domini Andreas de Grimstona, Thomas de Ousflet et Johannes de Gerlthorp, capellani, habuerunt litteras conversationis suæ, sub eo tenore quo Dominus Ricardus de Gerlthorp habuit, ut patet in iij folio præcedente; et quod nunquam contra Capitulum impetrabunt, secundum formam constitutionis Cum secundum apostolicum, juramentum corporale præstiterunt; et quod semper erunt eidem Capitulo fideles et devoti.

Pro Elstanwik.

1320. 1 Nov. Richard of Burton, Bailiff, and 12 Governors of Beverley to the Justices, Coroners, Stewards, and Bailiffs of Sir Ralph Nevill.

ccxxiiij. b. 1.—Viris venerabilibus et discretis, Justiciariis, Coronatoribus, Senescallis et Ballivis Domini Ranulphi de Nevill, sui Ricardus de Burthtona, Ballivus Beverlaci, Willelmus de la Wodehalle, Nicholaus de Cave, W. de Warton, Walterus de Kelsterne, Johannes Copondale, Willelmus Copondale, Adam Copondale, Thomas de Mid', Thomas de Sutton, Thomas de Rise, Burgensis Beverlaci, Johannes le Joven, Salutem in amplexibus Salvatoris.

Stephen, son of Nich. Russell of Elstonwick, a burgess, is in your lord's prison at Sheriff Hutton as is said. He has lived with us for 15 years, of good behaviour. Please release him, not only for testimonial but the favour of S. John of Beverley, and we will make a like return.

Quia pium et meritorium est veritati testimonium perhibere, vobis innotescimus, quod Stephanus, filius Nicholai Russel de Elstanwick, et comburgensis noster, captus et detentus in prisona dicti domini vestri apud Schyref de Hoton, ut dicitur, jam per xv annos inter nos moram traxit, et in omnibus bene et fideliter se habuit;

Vos rogamus quatinus eundem comburgensem nostrum tanquam fidelem, non tantum testimonio nostro, sed etiam favore S. Johannis Beverlaci favente, deliberare velitis, ut in casu consimili seu alteri vobis et vestris gratias teneamur reddere talionem.

In cujus rei testimonium præsentibus sigilla nostra sunt appensa, et quia sigilla nostra plerisque sunt incognita, sigillum S. Johannis Beverlaci ad visitationes et citationes faciendas præsentibus procuravimus apponi.

Datis die Omnium Sanctorum * iiij Nonas Novembris.

Substitutio.

1320. 4 Nov.

ccxxiiij. b. 3.—Quarto die mensis Novembris A.D. m°ccc^mo^

* *Sic.* But 4 Non. Nov. is properly 2nd November.

vicesimo Johannes de Stork, clericus, substituit Symonem del Sarcerin de Pontefracto, clericum, in civitate et diocœsi Carliolensi a dicto die usque ad instans festum Paschæ.

[The usual form follows.]

De Succentore.

A.D. m°ccc^mo^xx^mo^.

lxxxix. 1.—v die mensis Novembris A.D. supradicto Johannes de Eboraco, clericus, comparuit coram Capitulo, Magistro Henrico de Carleton et Domino Willelmo de Sothill, canonicis, Capitulum repræsentantibus, et litteram porrexit infrascriptam. 1320. 5 Nov. J. of York, c produces to Chapter lett Rd. de Lisle, Precentor, d at Long New appointing J Hornsea, vic his deputy;

Viris venerabilibus et discretis Reverendo Capitulo [etc.], suus humilis et devotus Ricardus de Insula, Præcentor ecclesiæ memoratæ, Obedientiam reverentiam et honorem.

Quum ad facienda et exercenda onera incumbentia ratione Præcentoriæ meæ in ecclesia prænotata, non possum personaliter interesse, multipliciter et canonice præpeditus; ad facienda et exercenda omnia et singula, me ratione dictæ præcentoriæ contingentia in ecclesia antedicta, Dilectum mihi in Christo, Dominum Johannem de Hornse, vicarium ipsius ecclesiæ, loco mei in mea absentia assignavi; Vestræ reverentiæ supplicans humiliter et devote, quatinus dictum Dominum Johannem ad præmissa, vice mea faciendum exercendum dignemini admittere, intuitu caritatis; quod vestrum est ulterius circa ipsum, si placet, favorabiliter exequentes.

In filio gloriosæ virginis feliciter valeatis. Datis apud Langneuton iij Kalendas Novembris A.D. m^mo^ccc^mo^ vicesimo.

Qua quidem littera lecta, Dominus Hugo de Otringham tunc Succentor sponte et gratis officium prædictum gratis resignavit, dictus vero Johannes dictum officium acceptavit, Capitulum vero dictum Dominum Johannem suo jure necnon virtute præsentationis prædictæ admisit, salvo in omnibus jure suo, et eidem injunxit quod officium prædictum fideliter faciat et exerceat, prout jus, usus et consuetudo hujus ecclesiæ exigit et requirit; præsentibus tunc in capitulo cum dictis canonicis, Domino Johanne de Risindon Auditore Capituli, Dominis Hugone de Otringham et Thoma de Grimsby, Ricardo Roce Senescallo Capituli et multis aliis. whereon Hu of Ottringha then Succent resigned offic the said Johr

Supradicta littera præsentationis est in pixide de collationibus vicariorum.

De executione pro travis infra præbendas Eboracenses.

1324. 8 Feb. Rt. [Pickering] Dean and Chapter of York to Parish priests on prebends and common lands of York Minster in East Riding.

xcvj. b. 1.—Robertus, Decanus, et Capitulum ecclesiæ beati Petri Eboracensis, universis et singulis vicariis et presbiteris parochialibus per præbendas et communas ecclesiæ Eboracensis infra Archidiaconatum Estriding' constitutis, Salutem in auctore salutis.

According to the ancient alliance between York and Beverley we are bound to defend the privileges of Beverley.

Volentes, sicut ex confederatione inter ecclesiam nostram et ecclesiam Beverlacensem ex antiquis temporibus inita et contracta, tenemur jura privilegia et libertates dictæ ecclesiæ Beverlacensis protegere et tueri; Vobis mandamus firmiter injungentes, quatinus executiones et mandata Capituli dictæ ecclesiæ Beverlacensis pro travis Beati Johannis, patroni ejusdem, vobis in forma consueta directa et dirigenda contra parochianos, mutuæ vicissitudinis obtentu, et in juris subsidium, exequamini viriliter cum diligentia et effectu; proviso quod nullam censuram ecclesiasticam, vel aliud præjudiciale quodcunque, contra quemcunque Canonicum Eboracensis ecclesiæ quomodolibet attemptetis, præsentibus quamdiu nobis placuerit duraturis.

Execute the mandates of the Chapter for thraves against your parishioners, provided that you attempt nothing prejudicial to any Canon of York.

Datis Eboraci vj Idus Februarii anno gratiæ m°ccc^mo^xx^mo^.

Quæ littera est in pixide cum littera confederationis inter Capitulum Eboracense et Capitulum Beverlacense.

Anlangby. Testimonialis.

1324. 26 Feb. Assessor to Abbot and Convent of S. Mary's, York. Sub-collectors of tenth granted by Pope John XXII. to Edward II.

Venerandæ religionis Dominis Abbati et Conventui Eboracensis Beatæ Mariæ Eboracensis, sub-collectoribus decimæ annalis per sanctissimum in Christi patrem et dominum Dominum nostrum Johannem, divina prudentia Papam XXII. Domino nostro Regi Angliæ illustri concessæ, specialiter deputatis, Venerabilis Capituli [etc.] Auditor causarum, Reverentiam et honorem.

Mr. W. of Anlaby, the bearer, holds the portion which was Rt. of Cross's (and no other benefice), which is valued at 4 marks only; is therefore exempt.

Cum Beneficiati, quorum redditus et proventus annuum valorem sex marcarum argenti non excedant, nisi alibi Beneficiati existant, ad solutionem hujus decimæ minime teneantur, vestra discretio noverit Reverenda, quod dilectus nobis in Christo, Magister Willelmus de Anlangby prasentium exhibitor, portionarius illius portionis, quæ fuit* Domini Roberti de Cruce, in ecclesia prædicta nullum habet beneficium ecclesiasticum, quod scimus, præter illam modicam

* *i.e.* at the time of Pope Nicholas' Taxation.

portionem ; quæ ad quatuor marcas dumtaxat est taxata, prout vobis per inspectionem rotulorum taxationis inde factæ liquere poterit evidenter; Quocirca prædictum Magistrum Willelmum, quoad præstationem decimæ de portione memorata velitis habere excusatum, si commodo secundum potestatem vobis in hac parte attributam facere id possitis, sententias suspensionis et excommunicationis in dictam decimam statutis terminis non solventes promulgatas, si quas incurrerit, relaxando.

In Domino Jesu Christo feliciter valeatis.

In cujus rei testimonium præsentes sigillo venerabilis Capituli [etc.] fecimus communiri.

Datis Beverlaci iiij Kalendas Martii A.D. $m^{mo}cco^{mo}xx^{mo}$.

Admissio Domini Ricardi de Feriby.

lxxxix. 2.—ij Nonis Martii A.D. supradicto Dominus Johannes de Swyna, vicarius dictæ ecclesiæ beati Johannis Beverlacensis, et Johannes de Feriby, ipsum negotium occupantes, procuratores Domini Ricardi de Feriby, canonici ecclesiæ beati Johannis Beverlacensis, coram Capitulo comparuerunt, Magistris Roberto de Pikering et Dionisio Avenel, canonicis, capitulum facientibus, et litteras Venerabilis patris Domini Willelmi, Dei gratia [etc.], eidem Capitulo porrexerunt sub tenore et continentia infrascriptis. 1329 6 Marc J. of Swine produces le of Abp. coll Rd. of Ferr to next can in virtue of provision, a Chapter ad him to stall choir and p in Chapter proxy, Joh Ferriby, ac ingly.

Willelmus permissione divina [etc.] Capitulo [etc.], Salutem et benedictionem.

Cum secundum formam litterarum gratiæ per sanctissimum in Christo patrem et dominum Dominum Johannem, divina providentia Papam xxij, Domino Ricardo de Feriby concessæ, de Canonicatu et præbenda in dicta nostra Beverlacensi ecclesia vacante (*sic*) vel proximo vacatura, prout in ipsis litteris apostolicis et executoribus super hoc nobis directis plenius continetur, eundem Dominum Ricardum in personam Magistri Thomæ de Cave, Canonici ecclesiæ nostræ Riponiensis, procuratoris sui, et ipsum procuratorem, nomine domini sui prædicti, admiserimus, quatenus de jure ac virtute gratiæ apostolicæ supradictæ tenemur, in dictæ nostræ Beverlacensis ecclesiæ Canonicum et in fratrem: Vobis mandamus quatinus circa prædictum Dominum Ricardum seu ipsius procuratorem ulterius exequamini, quod est vestrum.

Valete. Datis apud Thorpe prope Eboracum iij Kalendas Martii anno gratiæ m°ccc^mo vicesimo, et pontificatus nostri quarto.

lxxxix. b.—Visis dictis litteris procuratoriis dictarum litterarum gratia sibi facta, litteris executoriis et processu facto super gratia memorata, amotis dictis procuratoribus et omnibus aliis, habitoque tractatu super præmissis, ipsum Dominum Ricardum, in forma quæ sequitur, admiserunt.

In Dei nomine, Amen. Nos Capitulum [etc.] visis litteris dicti venerabilis patris et domini Domini Willelmi Dei gratia [etc.], procuratorio vestro, gratia domino vestro facta, litteris executoriis et processu super eadem gratia facto; salvo jure cujuslibet, salvis etiam nobis exceptionibus nobis contra dominum vestrum, gratiam sibi factam, et processum super eadem competentibus, vel etiam competituris; quatenus ad nos attinet, et de juris necessitate astringimur, dominum vestrum in personam tui procuratoris, et te in nomine domini tui, admittimus in Canonicum et in fratrem.

Quibus actis; de mandato Capituli stallum in choro et locus in Capitulo dicto Domino Ricardo in personam Johannis de Feriby procuratoris sui, et eidem procuratori in nomine domini sui, fuerunt in genere assignati.

Episcopo Dunelmensi pro quæstu.

1320/1. 17 March. Chapter to Lewis [Beaumont], Bishop of Durham, to ask leave for Stork to collect in his diocese.

ccxxv. 3.—Reverendo in Christo patri et Domino Ludowico D. G.Episcopo Dunelmensi, Devotum Capitulum [etc.] Quum J. de Stork xvj Kalendas Aprilis A.D. millesimo ccc^mo vicesimo.

Clerici chori ordinandi.

1321. 2 April.

ccxxv. b. 1.—To be Subdeacon: R^d de Coupland, and Geoffrey de Triplowe.

To be Priest: Th. Fayrfax, and Peter de Frismarisco.

1321. 5 May. Testimonial for Peter of Frismarsh.

Conversatio. Pro Domino P. de Frismarisco.

[Usual form.]

Memorandum. Compotum.

lxxxix. b. 2.—Universis pateat per præsentes quod Nos Auditor Causarum venerabilis Capituli [etc.] audivimus compotum expensarum circa reparationem et emendationem defectuum domorum et murorum præbendalium præbendæ Sancti Michaelis in ecclesia beati Johannis prædicti, per Dominos Willelmum de Melton, vicarium Domini Barnabonis Malæ spinæ, præbendarii præbendæ memoratæ, et Nicholaum de Sygelsthorn, vicarium ecclesiæ beatæ Mariæ Beverlacensis, procuratores ad hoc specialiter deputatos, factarum et appositarum. 1321. 23 April. Account of expenses of repairs of Prebendal Mansion of S. Michael made by Wm. of Melton, vicar [choral] of Barnaby Malaspina and Nich. of Sigglesthorn, vicar of S. Mary's

Quo audito et reddito, allocatisque allocandis, invenimus ipsos in præmissis octo marcas et dimidiam expendisse.

In cujus rei testimonium sigillum venerabilis Capituli beati Johannis prædicti fecimus hiis apponi.

Datis Beverlaci ix Kalendas Maii A.D. m^{mo}ccc^{mo}xxj^{mo}.

Episcopo Lincolniensi pro quæstu.

ccxxv. b. 3.—Reverendo [etc.] Domino Henrico D. G. Episcopo Lincolniensi, Capitulum [etc.]. 1321. 29 May. Chapter to H. [Burwash], Bishop of Lincoln for leave for Rd., son of Laurence Moanchant, to collect in his diocese.

Quum Ricardum filium Laurencii Monechant [etc.].

Acquietancia quæstoris.

ccxxvj. 1.—Memorandum quod Ricardus, filius Laurentii Monechant, habet litteras acquietanciæ de omnibus receptis suis in civitate et diocesi Lincolniensi de toto tempore, quo officium quæstoris seu procuratoris in eisdem civitate et diocesi exercuit usque ad diem Veneris proximum post festum Sancti Augustini; sub data iiij Kalendas Junii A.D. m^{o}ccc^{mo}xxj^{mo}: et quoad tempus præteritum recessit quietus. Same day. Said Richard given a release in respect of collections to Friday after S. Augustine's day.

Procuratorium quæstoris.

Idem Ricardus recepit procuratorium eodem die, videlicet iiij Kalendas Junii, ad exercendum officium procuratoris seu quæstoris in dictis civitate et diocesi Lincolniensi per triennium duraturum sub data videlicet iiij Kalendas Junii A.D. m^{o}ccc^{mo}xxj^{mo}. Same day. Appointed collector in Lincoln diocese.

Procuratorium pro procuratore eligendo.

1321. 4 June. Chapter to Official of Court of York.

ccxxvj. 3.—Venerandæ [etc.] Officiali Curiæ Eboracensis Capitulum [etc.], Salutem, obedientiam, reverentiam et honorem.

Notice of appointment of Mr. Dennis Avenel, as proctor to appear at York Minster on 19th June for election of Proctors in accordance with King's order for Parliament at Westminster, 3 weeks after 24 June.

Vestræ discretioni reverendæ significamus, quod Nos, ad comparendum coram vobis in majori ecclesia Eboracensi, die Veneris proximo post instans festum Sanctæ Trinitatis, ad tractandum super procuratoribus juxta formam mandati regii inde directi ordinandis, et ad instans Parliamentum apud Westmonasterium a die Nativitatis S. Johannis Baptistæ proximo futuro in tres septimanas, favente Domino celebrandum, nomine totius cleri Eboracensis diocesis destinandis: necnon super omnibus et singulis dictum mandatum regium contingentibus; et ad faciendum, consentiendum et recipiendum quod ipsius mandati regii natura exigit et requirit, et ad substituendum alium procuratorem loco sui, prout sibi et nobis visum fuerit expedire, Dilectum nobis in Christo Magistrum Dionisium Avenell, concanonicum et confratrem nostrum, præsentium exhibitorem, nostrum facimus et constituimus procuratorem; Ratum habentes habiturique et firmum quicquid dictus procurator noster, seu substitutus ab eodem, fecerit in præmissis.

In cujus rei testimonium sigillum nostrum præsentibus est appensum. Datis in Capitulo nostro ij Nonas Junii, A.D. m°ccc^mo^xxj^mo^.

Clerici missi ad ordines.

1321. 18 June. Whitsun week, Clerks ordained: Acolyte, 1; Sub-deacon, 1; Deacon, 3; Priest, 2.

ccxxvj. 4.—Idibus Junii A.D. millesimo ccc^mo^xx^mo^ primo, In Ebdomada Pentecostes missi fuerunt ad ordines infrascripti; videlicet

Robertus de Garlethorpe ad ordinem acolitus:

Hugo de Wandesford ad ordinem subdiaconatus:

Henricus de Keteby, Johannes de Siglesthorn et Johannes de Langetoft ad ordinem diaconatus:

Willelmus de Cotingham et Robertus de Wylugbi ad ordinem presbiteratus.

Acquietancia expensarum.

1321. 21 June

ccxxvj. 5.—Universis pateat per præsentes, quod Ego,

J. of Risin chamberlai Roger of N burgh, can prebendary S. Andrew' the Minste

Johannes de Risindon, Camerarius [etc.], Collector et Receptor expensarum factarum circa communia negotia ecclesiæ memoratæ a festo Ascensionis dominicæ A.D. m°ccc^mo^xx^mo usque ad idem festum anno Domini revoluto; Recepi de Reverendo viro Domino Rogero de Northburgh, Canonico et præbendario præbendæ S. Andreæ in ecclesia memorata, per manus Domini Johannis de Swyna, procuratoris sui, novem solidos v^d^. et obolum pro portione sua dictarum expensarum, ipsum de prædicto tempore contingente.

Receipt for 9s. 5½d. his of common expenses fo year to As Day.

In cujus rei testimonium sigillum meum præsentibus est appensum. Datis Beverlaci xj Kalendas Julii A.D. m°ccc^mo^xxj^mo^.

Harpham.

132

24 Ju

Admission Wr. of Har to corrody by Ingelra Lincoln.

lxxxix. b. 4.—Die Nativitatis S. Johannis Baptistæ A.D. supradicto Walterus de Harpham, clericus, alias per procuratorem ad corrodium, quod Ingelramus de Lincolnia habuit in ecclesia beati Johannis prædicti, personaliter comparuit, et habitu regulari præstitit juramentum consuetum, et installatus fuit per Camerarium.

Quibus actis Capitulum sibi licentiam abessendi per annum gratiose concessit in forma infrascripta.

Super absentia Harpham.

Same d Chapter to Harpham, the 7 clerk Minster.

xc.—Capitulum [etc.] Dilecto nobis in Christo Waltero de Harpham, uni de septem clericis ecclesiæ memoratæ, Salutem in Auctore salutis.

Licence of residence f year.

Precibus pro te fusis favorabiliter inclinati, ut per annum integrum, a die datæ præsentium, ab ecclesia nostra prædicta abesse valeas, eo non obstante, quod ad personalem et continuam residentiam sis astrictus, tibi tenore præsentium gratiose, quatenus ad nos attinet, indulgemus:

Proviso quod ecclesia nostra in hiis quæ in ea ad tuum spectant officium interim non fraudetur et quod in eadem ecclesia in tua absentia procuratorem habeas idoneum qui in singulis te contingentibus respondeat debite loco tui. Valetis.

Datis Beverlaci die Nativitatis beati Johannis Baptistæ A.D. m^mo^ccc^mo^xxj^mo^; et fuerunt in Capitulo in concessione dictæ gratiæ Magistri Robertus de Pikering, Henricus de

Carlton, Johannes de Nassinton, Dionisius Avenel et Dominus Willelmus de Sothill; et Auditor Capituli, capitulum facientes.

Cotingham. Conversatio.

1321. 25 June. Testimonial for Wm. of Cottingham.

ccxxvj. b. 1.—In crastino Nativitatis S. Johannis Baptistæ A.D. supradicto [m°ccc^mo°xxj^mo] Dominus Willelmus de Cotingham, presbiter, habuit litteras de conversatione sua sub tenore et forma in proximo folio præcedente.

Qui juravit in verbo Dei, quod ratione præsentationis ad sacros ordines per Capitulum factæ, contra ipsum Capitulum in forma constitutionis Cum secundum Apostolum nunquam impetrabit.

De Domino W. de Sothill.

25 June. Chapter to Canon W. of Soothill, Prebendary of S. Katherine's.

Warned to reside as he is bound:

lxxxix. b. 3.—vij Kalendas Julii A.D. supradicto; In præsentia Magistri Thomæ de Harpham, notarii publici, de mandato et injuncto Capituli [etc.], per Auditorem ipsius Capituli, facta fuit monitio Domino Willelmo de Sothill, canonico et præbendario præbendæ Sanctæ Katerinæ in eadem ecclesia, quod decetero resideat et residentiam faciat, prout conditio et status præbendæ suæ prædictæ exigit et requirit.

he answers he is ready to reside, if Chapter can show him that he is bound to do so.

Qui respondit, quod paratus est residentiam facere, dum tamen ostenditur per idem Capitulum, quod ad hujusmodi residentiam faciendum quoquomodo sit astrictus.

Præsentibus tunc, una cum dicto Notario, Dominis Johanne do Swyna et Johanne de Hornesse, vicariis dictæ ecclesiæ, testibus ad præmissa vocatis.

Capa J. Nassington.

1321. 3 July. J. of Nassington, Canon and Prebendary of S. Martin's, gave God and S. John a lovely red choir cope, adorned with many figures in gold, silk, and other colours, worth £29 6s. 8d.;

xc. 3.—Tertio die mensis Julii A.D. supradicto, Magister Johannes de Nassington, canonicus et præbendarius præbendæ S. Martini ecclesiæ beati Johannis prædicti, Contulit Deo et Beato Johanni prædicto unam capam chori rubeam, pulcherimam, multis imaginibus aureis, sericeis, et aliis coloribus diversis insingnitam, pretii quadraginta quatuor marcas.

Cui retribuat, per merita et intercessiones dicti Sancti, bonorum omnium retributor.

Dedit etiam sex cathedras pro Rectoribus chori, unum pulcrum gradale, et alia multa bona fecit huic ecclesiæ et operi ejusdem.

Cui Dominus retribuet. Amen.

also 6 chairs for the conductors of the choir, a beautiful grail; and did many other things for the Church and fabric. God reward him.

Pro officio ballivi Præposituræ.

xc. 2.—iij Nonas Julii A.D. supradicto, Symon de Hugate, Senescallus Bedernæ, commisit vices suas Willelmo Westiby de Fimmer ad levandum firmas debitas Domino Præposito per totam præposituram, et ad distringendum pro eisdem, et ad faciendum omnia quæ ad officium Ballivi pertinent in hac parte, ob defectum et negligentiam Johannis de Anlagtby, Ballivi dictæ præposituræ in feodo. Consignata fuit littera commissionis sigillo dicti Symonis una cum sigillo Capituli, per modum collationis in consingnatione, sigillo Capituli; præsentibus Dominis Johanne de Risindon tunc Auditore Capituli, Hugone de Otringham, Willelmo Bindor et aliis.

1321. 5 July. Simon of Huggate, steward of Bedern, deputed the collection of farms throughout the Provostry to Wm. Westiby of Fimber.

Admissio Magistri Roberti de Northburgh.

xc. 4.—Nonis Septembris A.D. supradicto Magister Willelmus de Seton, clericus, vice et nomine Dominorum Abbatum de Waltham, de Bello capite, Magistri Rigaudi de Asserio, et aliorum in litteris summi Pontificis nominatorum ad infrascripta, auctoritate sedis Apostolicæ ad infrascripta specialiter deputatorum, in Capitulo personaliter comparuit.

1321. 5 Sept. Mr. Wm. of Seton, clerk, deputy of the Abbots of Waltham, Beauchief, Mr. Rigaud de Asserio, and others nominated by the Pope, for the matter underwritten, appeared in Chapter;

Admissio Magistri Roberti de Northburgh ad præbendam quæ fuit Magistri Johannis de Nassington.

xcj. b. 1.—Nonis [etc. as above to clericus] per venerabiles viros Dominum Abbatem de Waltham, Magistrum Rigaudum de Asserio et alios in litteris apostolicis nominatos, specialiter deputatus, in Capitulo comparuit et litteras apostolicas et processum super eisdem in medium exhibuit, super resignatione et collatione præbendæ S. Martini supradictæ, auctoritate apostolica dicto Magistro facta.

produced papal letters on the resignation of the prebend and its collation.

These were read by Mr. Robt. of Nassington, advocate of the Court of York; and Mr. Wm. of Seton then assigned to Mr. Rt. of Northburgh stall in choir and place in Chapter; by his proxy, after taking the usual oath.

Quibus per Magistrum Robertum de Nassington, advocatum Curiæ Eboracensis lectis, et aliis instrumentis necessariis in hac parte, dictus Magister Willelmus dicto Magistro Roberto in personam Domini Johannis de Swina procuratoris sui stallum in choro et locum in Capitulo assignavit, præstitoque ab eodem procuratore in animam domini sui juramento consueto, dictus Magister Willelmus dictum Magistrum Robertum in personam dicti procuratoris sui, et ipsum procuratorem nomine domini sui prædicti, in corporalem possessionem, auctoritate apostolica inducebat.

Present the assessor and several vicars and others.

Præsentibus in præmissis una cum dicto Magistro Willelmo, Domino Johanne de Risindon tunc Capituli Auditore, Magistris Roberto de Nassington supradicto, Hugone de Nassington, notario publico, Dominis Johanne de Heselerton, clerico, Alano de Humbelton, Hugone de Otringham, Thoma de Grimsby, Willelmo de Melton, Johanne de Harpham, vicariis; et aliis clericis et laicis. De copia gratiæ prædictæ et processus super eadem dictus Dominus Johannes de Swyna respondebit, si domino suo et sibi nomine ipsius videbitur expedire.

The Assessor though present did nothing, but the whole business was done and concluded by Mr. W. of Seton as Papal delegate.

Memorandum quod dictus Dominus Auditor præmissis omnibus vice Capituli interfuit, sed nichil auctoritate Capituli in hac parte fecit, sed dictus Magister Willelmus omnia præmissa auctoritate apostolica fecit, et etiam finivit.

Admissio [*etc.*] *Ricardi de Bointon.*

1321. 20 Sept.

xciij. b. 3.—Acta in Capitulo xij Kalendas Octobris A.D. supradicto. Ricardus natus Johannis de Bointon comparuit in Capitulo coram nobis Auditore et litteras Magistri Roberti de Pikering hujus ecclesiæ canonici cum litteris Domini Præpositi Beverlacensis in eisdem interclusis, quorum tenor talis est:

Robertus de Pikering, Canonicus Beverlacensis discreto viro Magistro Johanni de Risindon, Auditori [etc.].

Admissio Ricardi de Bointon.

A.D. m°ccc^mo^xxj^mo^.

1321. 20 Sept. Admission of Rd. of Boynton, son of J. of B. sen., to stall and corrody vacant by resignation of Mr. Wm. of Anlaby.

xciij. b. 4.—xij Kalendas Octobris A.D. supradicto Ricardus de Bointoun natus Johannis de Bointoun senioris, vice et auctoritate Magistrorum Roberti de Pikering et Dionisii Avenel, Canonicorum in ecclesia S. Johannis Beverlacensis,

Admissus fuit per J. de Risindoun Auditorem Capituli ad stallum et corrodium vacantes per resignationem Magistri Willelmi de Anlangby; et juramentum præstitit consuetum, et stallatus fuit et inductus in corporalem possessionem per J. de Risindon Camerarium ecclesiæ memoratæ.

Conversatio.

ccxxvj. b. 2.—[Testimonial in favour of Wm. de Bisceford infra jurisdictionem dicti Capituli divina officia celebrando diutius conversatus.] 1321. 20 Sept.

Pro quæstu.

ccxxvij.—Capitulum [etc.] Johanni de Stork, clerico, quæstori fabricæ nostræ ecclesiæ per Eboracensem provinciam constituto [etc., asking him to return to the office of collector]. 1321. 5 Oct.

Pro quæstu Estriding.

Viro provido et discreto Domino Officiali Archidiaconi de Estriding, Capitulum [etc., asking for help for Andrew of Northwod, clerk]. 1321. 6 Oct. Chapter to official of East Riding, on behalf of collector for fabric.

Briggham.

xcj. b. 2.—Venerabili in Christo patri et domino Domino Willelmo, Dei gratia [etc.], Capitulum [etc.]. 1321. Oct. Chapter to Abp. Wm. (Melton);

Mandatum vestrum reverendum, cum copia cujusdam litteræ in eodem inclusæ recepimus, tenorem continens infrascriptum. recite mandate from him,

Willelmus, permissione divina [etc.], Capitulo [etc.]. enclosing copy of letter from Sir Roger of Clifford, on behalf of a servant of his, William of Brigham; directing them to hold an inquiry as to a messuage and two oxgangs of land in Cherry Burton, claimed by Brigham against Mr. Hy. of Carlton, and as to all deeds and other circumstances; and report by 13 Oct.

Copiam cujusdam litteræ per nobilem virum, Dominum Rogerum de Glifford, pro quodam valecto suo Willelmo de Briggham nobis missæ ad vos mittimus hiis inclusam;

Vobis firmiter injungendo mandamus quatinus mente ipsius litteræ atque tenore per vos plenius intellecto, de illo messuagio ac duabus bovatis terræ cum pertinentiis in Northburton, quæ dictus Willelmus sibi competere prætendit per eamdem litteram, per Senescallum vestrum ac alios tam clericos quam laicos, quos dictorum tenementorum notitiam habere noveritis pleniorem, nedum de jure dicti Willelmi sed etiam Magistri Henrici de Carlton, quem ipsius tenementi illicitum asserit detentorem, ac de omnimodis conditionibus terrarum

ipsarum ac pactionibus seu conventionibus, si quæ inter partes ipsas intervenerint, ac vero statu terrarum cum omnibus circumstantiis in hac parte attendendis, et de cujus feodo existit, nudam et plenam veritatem inquiri fideliter faciatis:

Certificantes nos citra diem S. Wilfridi proximo futurum super omni eo quod feceritis et inveneritis in præmissis fideliter et distincte per vestras patentes litteras harum seriem continentes, ut quod justum fuerit in dicto negotio ulterius fieri faciamus, tam obtentu justitiæ quam dicti nobilis instantia et rogatu. Valetis.

Dated Bishopthorpe 22 Sept.

Datis apud Thorpe prope Eboracum x Kalendas Octobris, anno gratiæ m°ccc^mo^xxj^mo et Pontificatus nostri quarto.

Roger of Clifford, Lord of Westmorland, to the Abp.

A noble prelat et treshonourable Piere en Dieu Sire William par la grace de Deu ercevesque d'Eurwik et primat d'Engleterre, le son Roger de Glifford, Seigneur de Westmel, Honurs et Reverences.

We hear that Mr. H. of Carlton, Prebendary of Beverley, by outrage and malicious compassing has ousted my dear valet W. of Brigham from a messuage and two oxgangs in Cherry Burton, of which his father Ingram died seized in fee; and has made him labour much in Courts Christian to recover them; which goes to my heart.

Pour ceo, Sir, que nous avoms entendu, que mestre Henri de Carleton, provander de la glise de Beverlay, per son otrage et maliciouse compasiunt ad ouste notre bien ame vallet William de Briggham d'un mesuage et deux bovez de terre ove les apurtenances en Northburton, des queux Ingram son pier moreust seisi en son demein come de fee. Et par reson, Sir, de la suite, que notre dit vallet affait deveres le dit Mestre Henry pour son frank tenement repurchacer, il lui afait en molts de maners estre travayle en curts cristiens, contre reson et lai de terre; les queles choses nous avoms molt a cuer, et amerioms molt que fuisset reboursces. Dount Sir nous vous prioms cherement de cuer que a nostre requeste voillez mettre [illegible] et votre consail au dit Mestre Henry que reson soit fait et droiture audit notre vallet; ensi, Sir, q'il puisse sentire que loutrage que lui est faict, soit redrisce par votre bon seignurie. Voz voluntes, Sire en totes choses vous voillez commandere.

So I pray you from my heart to give your [ ] and counsel to the said H. to do right. Dated London 24 August.

Dieu vous teigne, Sire, longe la vie et bone. Escrites a Lundre le xxiiij jour daugst.

We have accordingly held an inquiry by our steward and clerics and laymen, who know the property. They say that Brigham has no

Hujus igitur auctoritate mandati vestri reverendi, mente ipsius ac tenore per nos plenius intellecto, facta Inquisitione diligenti per Senescallum nostrum et per clericos et laicos, qui dictorum tenementum notitiam plenam habent; qui dicunt quod dictus Willelmus nichil juris habet nec clamare poterit

in dictis terris seu tenementis; quia dicunt, quod Ingelramus de Briggham, pater prædicti Willelmi, cui Magister Robertus de Scardeburgh, quondam præbendarius præbendæ dicti S. Stephani in ecclesia vestra prædicta, quæ nunc est Magistri Henrici de Carleton prædicti, dictas terras dimisit, tenendum in bondagio, liber homo fuit et liberæ conditionis et extra bondagium oriundus, propter quod dicto Willelmo nulla actio petendi dictam terram nativam nullo modo competere poterit, ratione successionis: sed dicunt, quod dictus Magister Henricus jus habet in prædictos tenementos [*sic*] ut præbendarius præbendæ memoratæ; cui prædictæ terræ pertinent et pertinuerunt a tempore fundationis ecclesiæ antedictæ.

claim; because his father Ingelram, a freeman, held on a lease from Mr. Robert of Scarborough, formerly prebendary of S. Stephen's altar, Carlton's predecessor, to hold in bondage as a bondman; and cannot claim succession.

Dicunt etiam quod idem Ingelramus fuit præpositus dicti Magistri Roberti et postea Magistri Henrici sæpedicti successoris sui in eadem præbenda, ratione dictarum terrarum, et omnia servitia fecit in tota vita sua, sine contradictione, ut bondi præbendæ memoratæ.

They say that Ingelram acted as bailiff to Scarborough and since to Carlton by reason of the holding, as a bondman.

Dicunt insuper quod idem Ingelramus prædicta tenementa post mortem dicti Magistri Roberti tenuit ad voluntatem prædicti Magistri Henrici, ex eo, quod de prædictis tenementis confirmationem Capituli non habebat. Dicunt etiam quod prædictæ terræ sunt de feodo Capituli [etc.].

Since Scarborough's death Ingelram held at will, from Carlton, as the chapter had not confirmed the lease.

Dicunt etiam quod nulla pactio seu conventio inter prædictos Magistrum H. de C. et Willelmum super præmissis quæ sciri potuit intervenit.

There is no covenant or agreement between William and Carlton.

Et sic mandatum vestrum sumus cum debita reverentia executi.

Briggham. Inquisitio.

xcij. b.—Secundo die mensis Octobris, anno regni Regis Edwardi qnintodecimo, facta fuit Inquisitio per Ricardum de Santon, Willelmum de Midelton, Willelmum de Newland, Johannem Bradan, Rogerum de Fenyngle, Thomam Prestfrend, Henricum filium Beatricis, Johannem filium Johannis de Northdalton, Willelmum King, Galfridum de Yreland, Ricardum Laurentium, et Willelmum de Collum;

15 Edward II. 2 Oct. Inquisition by Rd. of Sancton and 11 others

Juratos ad inquirendum de uno messuagio et duabus bovatis terræ, cum pertinentiis, in Northburton, quæ Willelmus de Briggham sibi competere prætendit, coram Senescallo Capituli Beverlacensis; nedum de jure dicti Willelmi, sed etiam Magistri Henrici de Carleton, quem ipsius tenementi illicitum

as to the disputed property at Cherry Burton, before the Chapter's steward.

asserit detentorem; ac de omnimodis conditionibus terrarum ipsarum ac rationibus seu conventionibus, si quæ inter partes ipsas intervenerint; ac de vero statu terrarum ipsarum cum omnibus circumstantiis in hac parte attendendis et de cujus feodo existunt.

Mr. Rt. Scarborough demised it to Ingelram of Brigham, a stranger and a foreigner, for his (Scarborough's) life only, to hold in bondage;

Qui dicunt super sacramentum suum quod Magister Robertum Scareburgh, quondam præbendarius præbendæ, quam dictus Magister Henricus nunc tenet in ecclesia Beati Johannis Beverlacensis, dum superstes fuit, dimisit prædicta tenementa cuidam Ingelramo de Briggham, extraneo et aliunde oriundo, ad terminum vitæ suæ tantum, tenendum in bondagio secundum constitutiones nativorum Capituli;

and he acted as bailiff to Scarborough in his time.

Qui quidam Ingelramus, pater prædicti Willelmi, fuit præpositus prædicti Magistri Roberti pro tempore suo.

In cujus rei testimonium jurati sigilla sua apposuerunt.

Dated at Beverley.

Datis apud Beverlaci die et anno supradicto.

Same day. Inquisition by Th. of Ulleskelfe of Cherry Burton and 11 others.

Secundo die [etc., as last above, to Inquisitio] coram Senescallo Capituli [etc.] per Thomam de Ulshelf de Northburtona, Willelmum le Mercer de eadem, Willelmum Barry de Etton, Willelmum de Hunsdeley de Molescroft, Adam de Hundesley de eadem, Andream de Neubald de eadem; Johannem filium Galfridi de eadem, Willelmum de eadem, Henricum filium Galfridi de eadem, Simonem filium Ivonis de Risceby, Robertum Avice de eadem, Thomam filium Hugonis de eadem,

Juratos ad inquirendum de jure Willelmi de Briggham petentis unum messuagium et duas bovatas terræ, cum pertinentiis, in Northburtona versus Magistrum Henricum de Carlton, præbendarium præbendæ altaris S. Stephani in ecclesia [etc.], quem dictus Willelmus ipsius tenementi illicitum asserit detentorem; ac etiam [as in last to existunt].

Qui dicunt per sacramentum suum quod dictus Willelmus nichil juris habet, nec clamare poterit in dictis terris seu tenementis;

Brigham has no right nor can have; because his father Ingelram to whom it was leased in bondage was a freeman; so he can have no right of succession.

Quia dicunt, quod Ingelramus de Briggham, pater prædicti Willelmi, cui Magister Robertus de Scareburgh, præbendarius antedictus, prædecessor Magistri Henrici de Carlton, dictas terras dimisit Tenendum in bondagio, liber homo fuit et liberæ conditionis, et extra bondagium nativi:

Per quod dicto Willelmo actio petendi dictam terram nativam nullo modo competere poterit, ratione successionis.

Sed dicunt quod Magister Henricus jus habet in prædictis tenementis, ut præbendarius præbendæ supradictæ, cui prædictæ terræ de jure pertinent, et ab initio fundationis ecclesiæ Beati Johannis Beverlacensis, et præbendæ altaris Beati Stephani in ecclesia prædicta, pertinebant.

The lands belong to Carlton, as part of the prebend of S. Stephen's altar, from the foundation of the church and altar.

Dicunt etiam quod prædictæ terræ sunt de feodo Capituli Beati Johannis Beverlacensis.

They are of the Chapter's fee.

Dicunt etiam quod nulla pactio seu conventio inter prædictos Magistrum Henricum et Willelmum unquam aliqualiter super præmissis intervenit.

There was no agreement between the parties.

In cujus rei testimonium prædicti jurati prædictæ inquisitioni sigilla sua apposuerunt.

Datis apud Beverlacum die et anno prædictis.

Ista Inquisitio capta fuit per juratos de quatuor præbendis.

The jury was taken from 4 prebends.

Protestatio pro R. de Riston

xcviij. 3.—In Dei nomine, Amen. Ego Johannes de Swina, vicarius ecclesiæ beati Johannis Beverlacensis, procurator Reverendi viri, Domini Roberti de Reston, canonici ecclesiæ beati Johannis Beverlacensis;

1321. 10 Jan. Sir Jn. of Swine, vicar choral; as proctor of Rev. Rt. of Riston, canon of Beverley:

Audiens, quod præbenda Sancti Andreæ in ecclesia memorata per collationem Coventrensis et Lichfeldensis Episcopatus Reverendo viro Domino Rogero de Northburgh per summum pontificem factam, extra Romanam curiam, vacat ad præsens, ut asseritur;

hearing that the Prebend of S. Andrew is vacant by Roger of Northburgh being made by the Pope Bishop of Coventry and Lichfield, claims it, in virtue of Papal grace for his principal.

Si sic vacet, et ipsi Domino Roberto, domino meo, virtute gratiæ suæ sibi per sedem Apostolicam factæ, et nulli alii de jure debeatur, auctoritate ejusdem gratiæ et processus super hoc habiti, ipsam præbendam nomine domini mei prædicti accepto, et eam nomine, quo supra, conferri peto sub protestatione prædicta.

Lecta fuit ista protestatio in Capitulo [etc.] iiij^{to} Idus Januarii, anno Domini m^{o}ccc^{mo} vicesimo primo, Indictione quinto, præsentibus Dominis Johanne de Risindon, Hugone de Otringham, Roberto de Syglesthorn, Willelmo de Melton, vicariis.

Consimilem protestationem fecit Dominus Johannes de Hornse, mutatis nominibus, pro Domino [Thoma] de Weston.

J. of Hornsea made similar claim for Th. of Weston.

Subsequenter fecit Dominus Johannes de Swina, mutatis nominibus, pro Domino Roberto de Fereby.

Jn. of Swine for Rt. of Ferriby.

Jn. of York for Jas. of Berkhampstead.

xcviij. b.—Subsequenter fecit Johannes de Eboraco, mutatis nominibus, pro Domino Jacobo de Bercamsted.

Rt. of Scorburgh on S. Agnes Day for Jn. of Crosby.

Subsequenter fecit Robertus de Scorburgh, mutatis nominibus, pro Domino Johanne de Crosseby, die Sanctæ Agnetis virginis proximo sequente, in præsentia Dominorum Johannis de Risindon, Roberti de Siglesthorn, Johannis de Swina, Hugonis de Otringham, Johannis de Harpham, vicariorum ecclesiæ beati Johannis Beverlacensis; et aliorum multorum.

Littera testimonialis de miraculo.

1321.
20 Jan.
Chapter to all.

ccxxvij. b.—Universis Sanctæ Matris ecclesiæ filiis ad quos pervenerit hæc scriptura, Capitulum [etc.], Salutem in amplexibus Salvatoris.

Miracles through S. John of Beverley should be made known.

Quum mira virtutum opera, quæ per intercessiones et suffragia dicti Sancti Deus omnipotens per suam invisibilem potentiam operatur, ad laudem et gloriam ipsius et honorem dicti Confessoris sui gloriosi, necnon ad consolationem fidelium expedit esse nota, ut nomen Altissimi ubilibet exaltetur, et sua majestas in eadem ecclesia majoris venerationis et devotionis frequentia a Christi fidelibus collaudetur:

John, son of Wm. of North Ferriby, aged 10, became dumb; marked with a cross in the Priory of Ferriby, a vow to visit Beverley being made, his speech was restored.

Devotioni vestræ sinceræ harum serie notum fiat quod, cum Johannes, natus Willelmi de Northferibi, decennis fuisset, occulto Dei judicio mutus factus, parentes ipsius ipsum quadam cruce in domo Prioratus de Feribi signari fecerunt, votum insuper visitandi limina dicti Sancti cum dicto puero ex cordis affectione intima emiserunt.

Quo facto, et dicto puero ad dictum sanctum mensurato, superna pietas sibi loquelam restituit, meritis et precibus dicti sancti.

Next day he became blind. They brought him to S. John's tomb and after a short stay he received his sight.

Ad hoc, loquela sibi divinitus restituta, idem puer die sequente cæcitate divino judicio est percussus. Parentes vero sui de hujusmodi casu votum quod emiserant cum omni celeritate peragere cupientes, dictum puerum ad tumbam dicti Sancti cum devotione debita adduxerunt, qui cum aliquantissimam ibidem moram traxissent, devotisque orationibus non sine lacrimarum effusione dicti Sancti patrocinium flagitassent, dictus puer lumen oculorum recepit per Dei gratiam et merita dicti Sancti.

We have examined him and he read a verse

Quæ omnia coram nobis fuerunt ostensa legitime et probata, ipsumque puerum de visu et loquela examinavimus

diligenter: examinatus vero de loquela legit versum psalterii infrascriptum, Magnificate Dominum mecum, etc. of the Psalm praise the Lo with me."

Quocirca devotionem vestram in Domino exoramus ut Dominum nostrum Jesum Christum in suo Sancto Confessore laudetis, qui est Sanctorum omnium gloria et corona.

In cujus rei testimonium, etc. has litteras patentes fieri fecimus sigilli nostri munimine consignatas.

Datas Beverlaci xiij Kalendas Februarii A.D. millesimo ccc^{mo}xxj^{o}.

END OF VOL. I.

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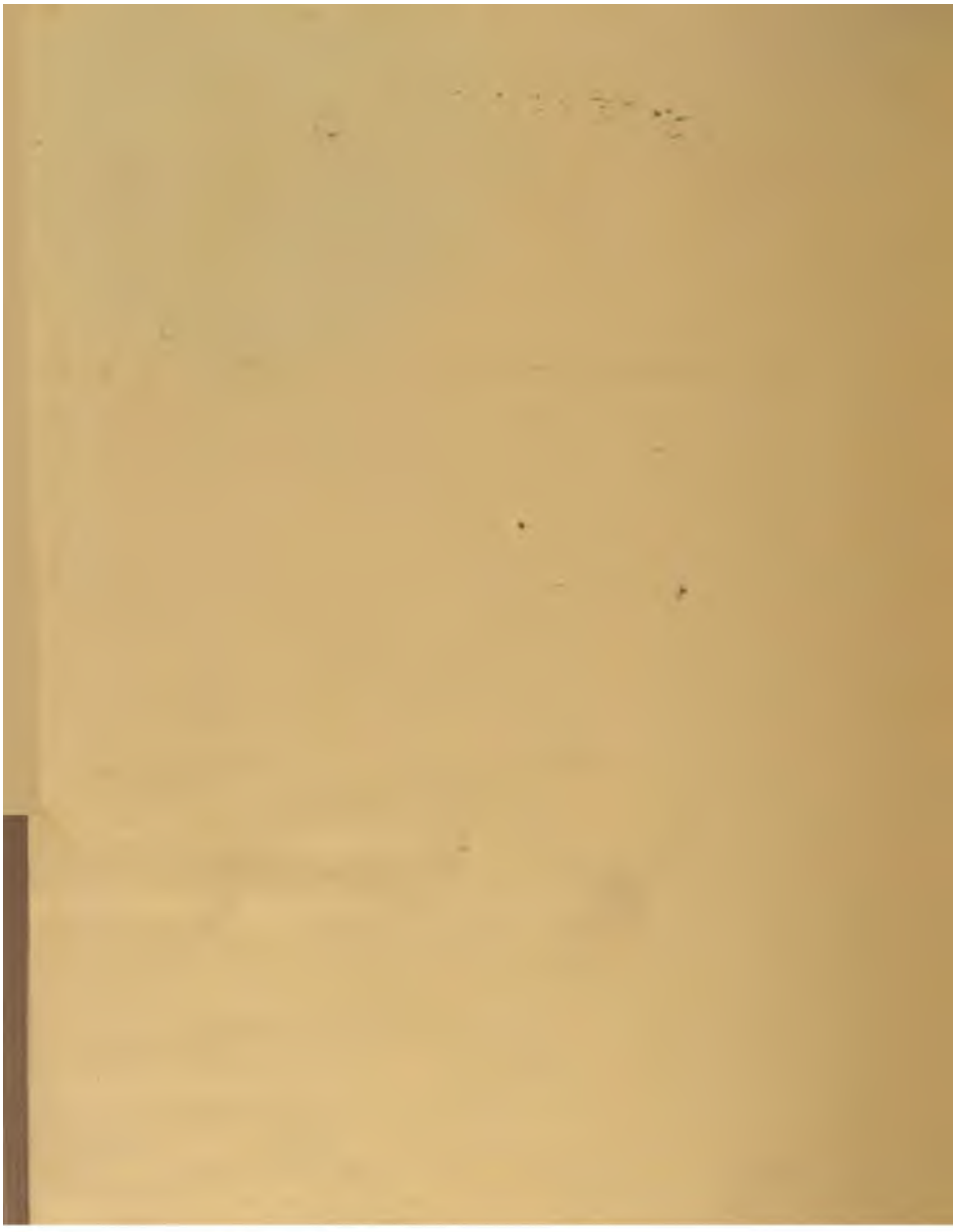

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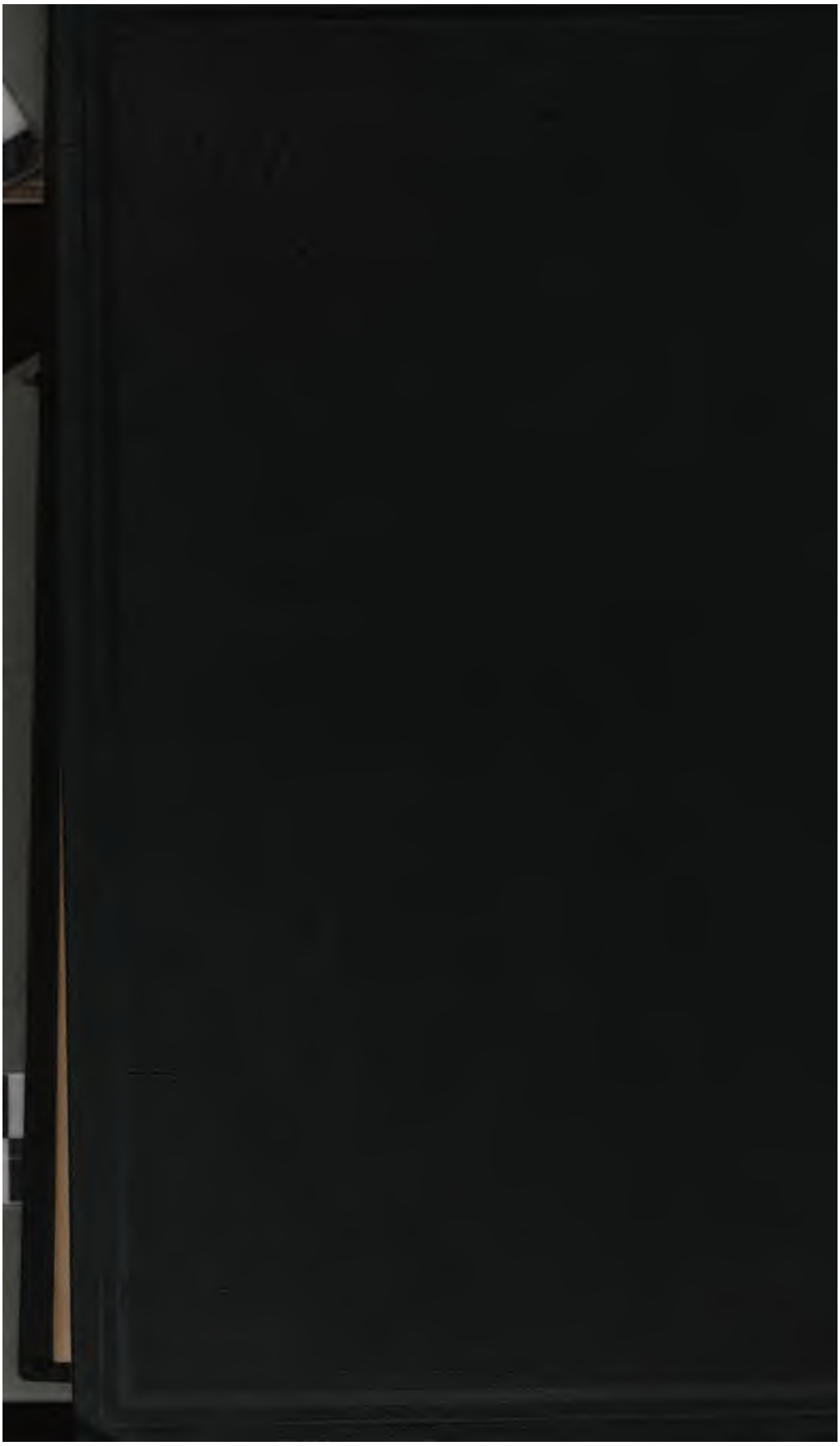
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